**IN THE CIRCUIT COURT OF THE** **EIGHTH JUDICIAL CIRCUIT**

**IN AND FOR COUNTY COUNTY, FLORIDA**

**STATE OF FLORIDA, AGENCY CR#: 00-00-000000**

**PLAINTIFF,**

**VS. APPLICATION AND AFFIDAVIT FOR SEARCH WARRANT**

**SUSPECT(S),**

**DEFENDANT(S).**

**/**

**APPLICATION**

BEFORE ME, the undersigned Judge, State of Florida, came this sworn application and affidavit by YOUR RANK YOUR NAME, a law enforcement officer employed by YOUR AGENCY, who was first duly Sworn, deposes and says that HE/SHE has reason to believe the laws of the State of Florida have been violated and are now being violated, and there is now being kept in or on the below-described vehicle, certain evidence, fruits, or instrumentalities of that crime to be found in or on the following described vehicle located in COUNTY County, Florida:

**The vehicle to be searched** DESCRIBE THE LOCATION OF THE VEHICLE YOU WANT TO SEARCH AS SPECIFICALLY AS POSSIBLE. INCLUDE MAKE, MODEL, COLOR, VIN, TAG #, VISIBLE DAMAGE AND ANY OTHER DISTINGUISHING CHARACTERISTICS OF THE VEHICLE. The vehicle to be searched is located at ADDRESS, CITY, COUNTY County, Florida.

**To reach** ADDRESS/LOCATION, SPECIFIC DIRECTIONS ON HOW TO REACH THE LOCATION OF THE VEHICLE.

SAID VEHICLE being located in the County of COUNTY, State of Florida, in the control of WHO HAS CONTROL OVER THE VEHICLE, and being the property of WHO OWNS THE VEHICLE and having within said vehicle, the following items to be seized:

* + - 1. Controlled substances identified in Florida Statutes 893.03, to-wit: ANTICIPATED DRUG.
      2. Drug paraphernalia.
      3. United States currency associated with illegal drugs and/or narcotics.
      4. Written records, computerized records, including the hard drive, video, photo or audio records, which provide identification of suspects and/or proof of ownership and/or possession of any items of contraband.
      5. Written, computer, video, photo or audio records, which provide proof of occupancy.
      6. Written, computer, video, photo or audio records of narcotics sales and/or deliveries to include tally sheets and names, phone numbers or addresses of buyers or sellers of narcotics.
      7. Computer hardware to include any and all computer equipment used to collect, analyze, create, display, convert, store, conceal, or transmit electronic, magnetic, optical, or similar computer impulses or data. Hardware includes (but is not limited to) any data-processing devices, personal computers (i.e personal computers, laptops, notebooks), mobile electronic devices (i.e. tablets, smartphones, e-readers, gaming devices), game consoles (i.e. PlayStation, Xbox, etc.), internal and peripheral storage devices (such as fixed disks, external hard disks, floppy disk drives and diskettes, tape drives and tapes, optical storage devices, and other electronic media devices).
      8. Computer input and output devices to include but not limited to keyboards, mice, scanners, printers, monitors, network communication devices, modems and external or connected devices used for accessing computer storage media.
      9. Computer storage media and the digital content to include but not limited to floppy disks, hard drives, tapes, DVD disks, CD-ROM disks, flash drives, SD cards, or other magnetic, optical or mechanical storage which can be accessed by computers to store or retrieve data or images of child pornography.
      10. Cloud based media storage systems (i.e. Dropbox, iCloud, Google Drive, etc.) or any other off-site media storage system with electronic access.
      11. Computer software and application software installation and operation media.
      12. Computer software, hardware or digital contents related to the sharing of Internet access over wired or wireless networks allowing multiple persons to appear on the Internet from the same IP address.
      13. Manuals and other documents (whether digital or written) which describe operation of items or software seized.
      14. Items containing or displaying passwords, access codes, usernames or other identifiers necessary to examine or operate items, software or information seized.
      15. Correspondence or other documents (whether digital or printed) pertaining to the possession, receipt, origin or distribution of images involving the exploitation of children.
      16. Items that would tend to establish ownership or use of computers and ownership or use of any Internet service accounts accessed to include credit card bills, telephone bills, correspondence and other identification documents.
      17. Items that would tend to show dominion and control of the property searched, to include utility bills, telephone bills, correspondence, rental agreements and other identification documents.
      18. Data maintained on the computer, or computer related storage devices such as floppy diskettes, tape backups, computer printouts, and “zip” drive diskettes. In particular, data in the form of images, and/or log files recording the transmission of images as they relate to violations of Florida law.

**ALL OF WHICH** are being kept and/or was used and/or obtained in and/or is evidence of a felony violation of the laws of the State of Florida, to-wit:

Florida Statute 000.00 – OFFENSE NAME

Florida Statute 000.00 – OFFENSE NAME

THE BASIS for Your Affiant’s belief is:

Your Affiant, YOUR RANK YOUR NAME (hereinafter referred to as YA), is a duly sworn law enforcement officer employed by the AGENCY and has been since HIRE DATE. YA successfully completed Basic Law Enforcement Training at ACADEMY YOU ATTENDED in CITY WHERE YOU ATTENDED, COUNTY WHERE YOU ATTENDED County, Florida. YA served as SUMMARIZE YOUR LEO WORK EXPERIENCE. YA has attended SUMMARIZE SPECIAL TRAINING & LEO CLASSES INCLUDING APPROXIMATE DATES OF COMPLETION. By HIS/HER training and experience, SUMMARIZE SPECIAL QUALIFICIATIONS BASED ON ABOVE TRAINING – IE, FAMILIARITY WITH CONTROLLED SUBSTANCES, KNOWLEDGE OF CHILD PORNGRAPHY, ETC. YA is currently assigned to CURRENT ASSIGNMENT, and has been assigned to investigate various criminal offenses to include, but not limited to, YOUR CASE LOAD since MONTH, YEAR YOUR CURRENT ASSIGNMENT BEGAN.

As a result of YA’s training and experience, the following generalities about drug dealers are known:

1. Drug dealers often place assets in names other than their own to avoid detection of these assets by government agencies, but continue to use those assets and to exercise dominion and control over them. Drug dealers frequently maintain, on hand, quantities of United States currency in order to maintain and finance their on-going drug businesses.
2. Drug dealers maintain books, records, receipts, notes, ledgers, tally sheets, and other annotations relating to the quantity, transportation, ordering, sale, and distribution of controlled substances, although such language may be coded and such documents may be prepared in or contain code, and commonly maintain such where the drug dealers have ready access to them, such as their homes, offices, cellular phones or other electronic storage device, or automobiles, and such are often maintained for a period of time extending beyond the time during which they actually possess illegal controlled substances in order to keep track of drug transactions, monetary transactions, drug sources and drug customers for future reference.
3. Drug dealers commonly secrete drugs, evidence of financial transactions relating to obtaining, transferring, secreting, or spending of the proceeds of their engaging in drug dealing activities, and proceeds of drug sales, including caches of currency, financial instruments, precious metals, jewelry, and other items of value, in secure locations within residences, offices, garages, businesses, automobiles, public or private storage facilities, and safe deposit boxes, for ready access and also to conceal such items from law enforcement authorities.
4. Drug dealers commonly maintain addresses or telephone numbers in books, papers, electronic storage devices, as well as stored within their telephones, which reflect names, addresses, and/or telephone numbers for their associates in the drug distribution organization, although said items may be in code.
5. Drug dealers must use telephones and other forms of communication such as pagers, text messages or e-mail messages, to keep in frequent communication with their criminal associates, including their suppliers and customers; when drug dealers entrust a customer or associate with a method of contact, for example a telephone number, this indicates that the drug dealer feels safe using that method of contact and in all probability discusses his/her criminal activities with others through the same facility.
6. Drug dealers frequently take or cause to be taken photographs or video recordings of themselves, their associates, their property, and their product, and maintain these photographs or video recordings in their residences, automobiles and/or contained in electronic storage devices including capable cellular telephones.
7. Drug dealers keep equipment or paraphernalia for manufacturing, packaging, diluting, weighing, and distributing controlled substances, such as chemicals, syringes, prescription bottles, plastic bags, cooking containers, scales which read in grams, and heat sealers for use in sealing plastic bags containing drugs; Drug dealers also keep certain types of drug paraphernalia used in abusing drugs on an essentially continuous basis for use whenever needed.
8. Drug dealers generally obtain large quantities of their illegal controlled substances from foreign countries and/or foreign nationals, and drug dealers involved in smuggling operations commonly possess documents such as telephone records, visas, passports, letters, shipping receipts, wire transfer receipts, and so forth, which pertain to the obtaining, shipment, transportation, or payment for the illegal substances.
9. Drug dealers frequently continue their illegal activity over months and even years. Drug dealers typically obtain and distribute controlled substances on a regular basis, much as any distributor of a legitimate commodity would purchase stock for sale. Similarly such drug dealers will have an “inventory” which will fluctuate in size, depending upon the supply and demand for the product.
10. Drug dealers commonly “front” drugs (provide controlled substances on consignment) to their clients. As well, drug dealers often employ individuals to perform controlled substances pick-ups, deliveries and/or hand to hand transactions as a way to insulate the drug dealer from other individuals and from potential prosecution.

SUMMARIZE YOUR CASE HERE

BASED ON THE FOREGOING, YA has reason to believe and does believe that the vehicle in question has contained in the past, and does contain now, certain instrumentalities and contraband which constitutes a violation of the laws of the State of Florida, or certain evidence which constitutes proof of a violation of the laws of the State of Florida, and based upon the foregoing, requests issuance of a search warrant for the above-described vehicle to allow seizure of the above-described items.

1. Controlled substances identified in Florida Statutes 893.03, to-wit: ANTICIPATED DRUG.
2. Drug paraphernalia.
3. United States currency associated with illegal drugs and/or narcotics.
4. Written records, computerized records, including the hard drive, video, photo or audio records, which provide identification of suspects and/or proof of ownership and/or possession of any items of contraband.
5. Written, computer, video, photo or audio records, which provide proof of occupancy.
6. Written, computer, video, photo or audio records of narcotics sales and/or deliveries to include tally sheets and names, phone numbers or addresses of buyers or sellers of narcotics.
7. Computer hardware to include any and all computer equipment used to collect, analyze, create, display, convert, store, conceal, or transmit electronic, magnetic, optical, or similar computer impulses or data. Hardware includes (but is not limited to) any data-processing devices, personal computers (i.e personal computers, laptops, notebooks), mobile electronic devices (i.e. tablets, smartphones, e-readers, gaming devices), game consoles (i.e. PlayStation, Xbox, etc.), internal and peripheral storage devices (such as fixed disks, external hard disks, floppy disk drives and diskettes, tape drives and tapes, optical storage devices, and other electronic media devices).
8. Computer input and output devices to include but not limited to keyboards, mice, scanners, printers, monitors, network communication devices, modems and external or connected devices used for accessing computer storage media.
9. Computer storage media and the digital content to include but not limited to floppy disks, hard drives, tapes, DVD disks, CD-ROM disks, flash drives, SD cards, or other magnetic, optical or mechanical storage which can be accessed by computers to store or retrieve data or images of child pornography.
10. Cloud based media storage systems (i.e. Dropbox, iCloud, Google Drive, etc.) or any other off-site media storage system with electronic access.
11. Computer software and application software installation and operation media.
12. Computer software, hardware or digital contents related to the sharing of Internet access over wired or wireless networks allowing multiple persons to appear on the Internet from the same IP address.
13. Manuals and other documents (whether digital or written) which describe operation of items or software seized.
14. Items containing or displaying passwords, access codes, usernames or other identifiers necessary to examine or operate items, software or information seized.
15. Correspondence or other documents (whether digital or printed) pertaining to the possession, receipt, origin or distribution of images involving the exploitation of children.
16. Items that would tend to establish ownership or use of computers and ownership or use of any Internet service accounts accessed to include credit card bills, telephone bills, correspondence and other identification documents.
17. Items that would tend to show dominion and control of the property searched, to include utility bills, telephone bills, correspondence, rental agreements and other identification documents.
18. Data maintained on the computer, or computer related storage devices such as floppy diskettes, tape backups, computer printouts, and “zip” drive diskettes. In particular, data in the form of images, and/or log files recording the transmission of images as they relate to violations of Florida law.

WHEREFORE, Your Affiant prays that a search warrant be issued according to law commanding YA, and/or the Sheriff of COUNTY County, or any duly constituted Agents, with proper and necessary assistance, to search the above-described vehicle for the above-described items, and for the seizure and safekeeping thereof, and for authorization to search all of the said items seized either in the daytime or in the nighttime, or on Sunday, as the exigencies of the occasion may demand, in order that the evidence may be procured to be used in the prosecution of such person or persons unlawfully possessing or using the same in violation of the laws of the State of Florida.

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YOUR RANK YOUR NAME, Affiant

YOUR AGENCY

SWORN TO AND SUBSCRIBED before me this \_\_\_ day of MONTH, 20\_\_.

Notary or Assistant State Attorney

The above Application for Search Warrant coming on to be heard and having examined the application made under oath and the above sworn affidavit set forth and other facts and thereupon being satisfied that there is probable cause to believe that the grounds set forth in said Application and the facts do exist and that the law is being violated, I so find, and a search warrant is hereby allowed and issued.

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CIRCUIT COURT JUDGE

S.A. review: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

ATTORNEY NAME

Assistant State Attorney

**IN THE CIRCUIT COURT OF THE EIGHTH JUDICIAL CIRCUIT**

**IN AND FOR COUNTY COUNTY, FLORIDA**

STATE OF FLORIDA, AGENCY CR #: 00-00-000000

PLAINTIFF,

-vs- **SEARCH WARRANT**

SUSPECT(S),

DEFENDANT(S).

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA,

TO: ALL AND SINGULAR THE SHERIFF AND/OR DULY CONSTITUTED DEPUTY SHERIFFS OF COUNTY COUNTY, FLORIDA, AND/OR DETECTIVES AND/OR LAW ENFORCEMENT OFFICERS OF LIST ALL LOCAL LE AGENCIES THAT MAY ASSIST WITH SERVICE, THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT, AND/OR SPECIAL AGENTS OF THE UNITED STATES DRUG ENFORCEMENT ADMINISTRATION, AND/OR SPECIAL AGENTS OF THE UNITED STATES BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES, AND/OR ANY OF THEIR DULY CONSTITUTED AGENTS

WHEREAS, complaint on oath and in writing, supported by affidavit has been made to me, the undersigned Judge of COUNTY County, Florida, by YOUR RANK YOUR NAME, a law enforcement officer employed by the YOUR AGENCY, who was first duly Sworn, deposes and says that HE/SHE has reason to believe the laws of the State of Florida have been violated and are now being violated and there is now being kept in or on the below-described vehicle certain evidence, fruits, or instrumentalities of that crime to be found in or on the following described premises located in COUNTY County, Florida:

EXACT SAME DESCRIPTION USED IN YOUR APPLICATION (PAGE 1)

EXACT SAME DIRECTIONS TO VEHICLE USED IN YOUR APPLICATION (PAGE 1).

**SAID VEHICLE** being located in the County of COUNTY, State of Florida, in the control of WHO HAS CONTROL OF VEHICLE, and being the property of WHO OWNS VEHICLE, and Affiant having stated probable cause to believe that the following described items are upon/within said vehicle, the following are to be seized:

1. Controlled substances identified in Florida Statutes 893.03, to-wit: ANTICIPATED DRUG.
2. Drug paraphernalia.
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ALL OF WHICHare being kept and/or used and/or obtained in and/or is evidence of a felony violation of the laws of the State of Florida, to-wit:

Florida Statute 000.00 - OFFENSE NAME

Florida Statute 000.00 - OFFENSE NAME

NOW THEREFORE, you or either of you, YOUR RANK YOUR NAME and officers with the above agencies, with such lawful assistance as may be necessary, are hereby commanded, in the daytime or in the nighttime, or on Sunday, or as the exigencies of the occasion may demand, to enter the said vehicle, and then and there to search diligently for said property described in this warrant, and if the same or any part thereof be found on said vehicle, you are hereby authorized to seize, search, and secure the same, **and to conduct a further search, on-site and/or off-site, of any item seized,** and to make return of your doings under this warrant to a court with jurisdiction within ten days from the date hereof, and you are likewise commanded in the event you seize or take property or materials mentioned in the warrant to safely keep the same until otherwise ordered by a court having jurisdiction thereof, and that you give proper receipt for said property and deliver a copy of this warrant to the person from whom taken or those in whose possession it is found or in the absence of any such person to leave said copy in the place where said property or material is found, and you are further directed to bring said property so found and any person arrested in connection therewith before the court having jurisdiction of this offense to be disposed of according to law. You, or either of you, with such lawful assistance as may be necessary, are also authorized and commanded to search those vehicles and structures which you may encounter on the premises or curtilage thereof pursuant to the execution of this warrant.

WITNESS, my hand and official seal this \_\_\_ day of MONTH, 20\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

CIRCUIT COURT JUDGE