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

**IN AND FOR COUNTY COUNTY, FLORIDA**

 AGENCY

gGACDTFG Case Number: 00-00-000000

IN THE MATTER OF AN APPLICATION FOR AN ORDER:

 (1) AUTHORIZING THE USE OF AN E-911 LOCATOR

DEVICE (WITHOUT GEOGRAPHIC LIMITATIONS)

 (2) AUTHORIZING RELEASE OF E-911 LOCATOR

INFORMATION (LATITUDE AND LONGITUDE) AND

 (3) DIRECTING PHONE PROVIDER TO DISCLOSE INFORMATION

RELATING TO TELEPHONE NUMBER **PHONE NUMBER**

 **APPLICATION**

The State of Florida, by and through the undersigned Affiant YOUR RANK YOUR NAME, a sworn law enforcement officer of the AGENCY in the Eighth Judicial Circuit, pursuant to 18 USC 2703(d) and Florida Statutes §934.32 and 934.33 (Application and issuance of E-911 Locator “Ping” Device, respectively, which includes geographical location of the Subject Telephone (latitude and longitude), Florida Statutes §934.42 (Mobile Tracking Device), moves this Court to grant an Order authorizing the use of an E-911 Locator “Ping” and authorizing the issuance of a subpoena *duces tecum* to **SERVICE PROVIDER** to forthwith disclose to employees of the AGENCY all information pertaining to cellular telephone number PHONE NUMBER (hereinafter the “Subject Telephone”), including all “Ping” information (latitude and longitude) from START DATE to END DATE (a period of # days)(INCLUDE BOTH START & END DATE. MAY NOT EXCEED 60 DAYS).

In support of this Application, your Affiant asserts as follows:

1. Detective YOUR NAME, Affiant, is working a TYPE OF INVESTIGATION investigation and knows the following information:
2. FACTS OF YOUR INVESTIGATION.
3. Your affiant believes that the use of a “ping” to locate the subject telephone will greatly assist this investigation by narrowing down the location and/or identity of this SUBJECT. This information will assist your Affiant in WHAT THE INFORMATION WILL HELP YOU DO (ID, LOCATE, ETC – IE “This information will assist in further investigation of the ongoing criminal enterprise of SUSPECT and other known or unknown conspirators.”).

 Accordingly, based upon the above information, and pursuant to 18 USC 2703(d) and Florida Statutes §934.32 and 934.33 (Application and Issuance of Pen Registers/Trap and Trace Devices), and Florida Statutes §934.42 (Mobile Tracking Device), there is probable cause to believe that such information is relevant and material to the ongoing investigation, your Affiant respectfully requests that the Court issue an Order authorizing:

 The installation and use of an E-911 Locator, without geographic limitations, from the Subject Telephone, to capture and record the date and time when the Subject Telephone is “Pinged” and record the latitude and longitude for the #-day period authorized by Order, and that the tracing operations be without geographical limits.

 1. Capture and record the latitude and longitude of the Subject Telephone when “Pinged” for the #-day period authorized by the order;

2. Your Affiant also requests that the Service Providers be ordered, pursuant to Florida Statutes 934.33(4)(b), not to disclose the existence of this Order or the E-911 Locator to the listed subscriber of the telephone, or to any other person, unless and until otherwise ordered by the Court.

3. The State further requests that this Application and any related Order(s) are sealed until otherwise ordered by the Court, to protect the on-going investigation.

 Respectfully submitted,

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

 YOUR RANK YOUR NAME, Affiant

 AGENCY

 Subscribed to and sworn before me, this \_\_\_\_ day of MONTH, 20\_\_.

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

 Assistant State Attorney or Notary

S.A. Review: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 ATTORNEY NAME, Assistant State Attorney

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RELATING TO TELEPHONE NUMBER **PHONE NUMBER**

ORDER

This matter having come before the Court, by Application of Affiant, YOUR RANK YOUR NAME, AGENCY, pursuant to Florida Statutes Sections 934.32, 934.33, 934.23 and 934.42, and 18 USC 2703(d,) having requested this Court to grant an Order authorizing the use of the an E-911 locator and authorizing the issuance of a *subpoena duces tecum* to **PHONE PROVIDER,** a company with offices operating in Alachua County, FL, to forthwith disclose to the AGENCY (hereinafter collectively the “Investigating Agency”) all information (not communications) pertaining to cellular telephone number **PHONE NUMBER** (hereinafter the “Subject Telephone”), including all routing, addressing, or signaling information (“cell site data” and switch registration data and /or E-911 location) from START DATE to END DATE (a period of # days).

This Court having found that:

1. Members of the AGENCY are participating in an investigation in the State of Florida, for violations of Chapter STATUTE, Florida Statutes, alleged to have occurred in the Eighth Judicial Circuit of Florida.

2. The application has been made in good faith in furtherance of a criminal investigation; and

3. There is probable cause to believe that the Subject Telephone is being used and will continue to be used in furtherance of crimes in violation of Chapter STATUTE, Florida Statutes;

 4. Pen Register information in the form of a “cellular telephone site monitor” and cell site data and switch registration data and/or the use of an E-911 Locater, is relevant and material to the criminal investigation being conducted by the AGENCY.

5. The Subject Telephone, **PHONE NUMBER,** is believed to be used by SUSPECT, who is believed to be involved in OFFENSE.

It is hereby:

**ORDERED,** pursuant to Sections 934.32, 934.33, 934.23 and §934.42, Florida Statutes, and 18 USC 2703(d), that the Investigating Agency is authorized to install and use an E-911 locator device (without geographic limitations), to identify the latitude and longitude of the exact location of the Subject Telephone **PHONE NUMBER**, including GPS feature, for the Subject Telephone, in real time, for the period:

START DATE to END DATE (a period of # days);

**IT IS FURTHER ORDERED**, pursuant to Sections 934.32, 934.33, 934.23 and §934.42, Florida Statutes, and 18 USC 2703(d), **PHONE PROVIDER** is ordered to furnish any employee of the Investigating Agency with the following, in an electronic format specified by the Investigating Agency, including by e-mail to the address:

EMAIL ADDRESS WHERE YOU WANT RESULTS SENT

pertaining to cellular telephone number, **PHONE NUMBER**, the Subject Telephone, for the above described period:

1. E-911 locator information, to include the latitude and longitude, specifically, **PHONE PROVIDER** shall initiate a signal to determine the location of the Subject Telephone on the service provider’s network or with such other reference points as may be reasonably available every 15 minutes unless otherwise instructed by the Investigating Agency;
2. subscriber information for the Subject Telephone, to include account remarks, IMSI, TMSI, IMEI, MSID, MDN, MIN, and billing information;
3. call logs pertaining to the Subject Telephone, with details to include signaling information, cell site location, orientation, facing, and offsets, activation and registration information, including Individual Dispatch Identification Numbers (Indiv Disp ID) as captured and/or determined by the controlling switch for service relevant to the Subject Telephone;
4. cell site location with tower facing, orientation, activation, and switch registration information, relayed to representatives of the Investigating Agency in real time, including GPS feature if available;
5. identity of switches and assigned channels and cell durations; a listing of all control channels and their corresponding cell sites, Radio Signal Strength Indicators;
6. engineering map and/or digital media file showing/containing all cell site locations, sectors and orientations by street address and latitude/longitude of the cell phone/handset;
7. call detail information (provided in an electronic format specified by the Investigating Agency);
8. subscriber information from all wire communication service providers on the numbers dialed or pulsed from the Subject Telephone, to include toll records also referred to as “detailed bill” for a period of thirty days from the date of request;

**IT IS FURTHER ORDERED**, pursuant to §934.34, that **PHONE PROVIDER** and any other service providers, is ordered to furnish the Investigation Agency with all information, facilities, and technical assistance necessary to accomplish the installation and use of an E-911 locator “Ping” device and that the providers for the cellular/wireless telephone numbers covered by this Order, provide twenty-four hour a day switch based engineering and technical assistance, for the purpose of tracking such cellular telephone number(s), real-time, through the use of a CALEA terminal and/or, at the choosing of the Investigating Agency,

**IT IS FURTHER ORDERED**, that **PHONE PROVIDER** and any other service providers not interrupt or modify service to any cellular telephone numbers associated with this application and subsequent Order, without first consulting the agencies and providing notice of any changes.

 **IT IS FURTHER ORDERED** that in the event,

 a) telephone number **PHONE NUMBER**, is changed to a new telephone number that is assigned the instrument bearing the same Electronic Serial Number (ESN), International Mobile Equipment Identity (IMEI), and/or Mobile Equipment Identifier (MEID), or any new ESN, IMEI or MEID, whether the changes occur consecutively or simultaneously, listed to the same subscriber and wireless telephone account number as the Target Telephone within the period authorized by order, and/or

 b) any new ESN, IMEI or MEID is assigned to telephone number **PHONE NUMBER,** or new/changed telephone number(s), whether the changes occur consecutively or simultaneously, listed to the same subscriber and wireless telephone account number as **PHONE NUMBER** within the period authorized by order, this Court authorizes the above-authorized interceptions of communications and “pings” to continue with notification to this Court.

**IT IS FURTHER ORDERED**, that this Order and the Application be sealed until otherwise ordered by the Court, and copies of such Order may be furnished to the agents of the agencies, **PHONE PROVIDER,** and any other service providers, and any other necessary service provider and that their agents and employees shall not disclose the existence of this Order or the existence of this investigation to the listed subscriber or to any other person unless or until otherwise ordered by the Court.

**IT IS FURTHER ORDERED**, that the related Application made by YOUR NAME, a YOUR RANK assigned to the AGENCY, and this Order shall be timely delivered to and remain in the custody of YOUR NAME, or the AGENCY in and for COUNTY County, Florida, until further ordered.

 **DONE AND ORDERED** at Gainesville, COUNTY County, Florida, this \_\_\_ day of MONTH, 20\_\_.

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|  |  |  CIRCUIT COURT JUDGEEIGHTH JUDICIAL CIRCUIT,COUNTY COUNTY, FLORIDA |