**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).**

**/**

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 premises and/or the curtilage of the same, certain evidence, fruits, or instrumentalities of that crime to be found in or on the following described premises located in COUNTY County, Florida:

**The premises to be searched** DESCRIBE THE LOCATION OF THE STRUCTURE YOU WANT TO SEARCH. INCLUDE A DESCRIPTION OF THE BUILDING, THE COLOR, THE CURTILAGE AND THE GENERAL APPEARANCE. The premises to be searched are located at ADDRESS, CITY, COUNTY County, Florida. See attached photo.

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

SAID PREMISES being located in the County of COUNTY, State of Florida, in the control of person(s) name, and being the property of person(s) name, and having within said location, the following items / information to be seized:

1. Illegal Narcotics, to-wit: ANTICIPATED DRUG.
2. Drug paraphernalia to store, manufacture, use illegal narcotics.
3. Written or electronic records of illegal narcotics sales and/or delivery, prices.
4. Written or electronic records of names, nicknames, addresses, telephone numbers and/or photographs, and/or other information regarding buyers and sellers of illegal narcotics.
5. Cellular telephones.
6. United States Currency, precious metals, jewelry, negotiable instruments, and/or other items of value related to narcotics sales and/or distribution or the proceeds of narcotics sales or distribution.
7. Items that would tend to show dominion and control of the property searched, to include utility bills, telephone bills, correspondence, and other identification documents.
8. Firearms and ammunition.

**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 893 – DRUG ABUSE PREVENTION AND CONTROL

Florida Statute 893.1351 – PLACE WHERE CONTROLLED SUBSTANCES ARE ILLEGALLY SOLD OR MANUFACTURED

Florida Statute 934.215 – UNLAWFUL USE OF TWO WAY COMMUNICATION DEVICES

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.

YA knows from training and experience that purveyors (suppliers) of illegal drugs often use computers, cell phones, and cameras to facilitate drug transactions, keep records, tally sheets, names, phone numbers and/or addresses of associates who are aficionados (supporters). YA knows from training and experience that purveyors of illegal drugs are often in possession of firearms which are used to help protect their narcotics and proceeds from narcotics. YA knows from training and experience that purveyors of illegal drugs often accept goods and/or services in lieu of currency in exchange for drugs and that often times the goods have been reported as stolen.

With this training and experience, YA is familiar with the operations, habits, workings and parlance (a particular way of speaking when specialized) of persons engaged in narcotic trafficking activities and organizations, including the frequent use of “slang” or coded language used to disguise, and covertly communicate about illegal drug transactions.

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. Upper level drug dealers may 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 location 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 residence to allow seizure of the above-described items.

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 residence 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

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-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 THE GAINESVILLE POLICE DEPARTMENT, LIST ALL LOCAL LE AGENCIES THAT MAY ASSIST WITH SERVICE, THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT, 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 premises certain evidence, fruits, or instrumentalities of that crime to be found in or on the following described premises located in COUNTY County, Florida:

Copy / paste from description and directions on page 1.

SAID LOCATION being in the County of COUNTY, State of Florida, in the control of person(s) name, and being the property of person(s) name, and Affiant having stated probable cause to believe that the following described items / information are upon/within said location, the following are to be seized:

1. Illegal Narcotics, to-wit: ANTICIPATED DRUG.
2. Drug paraphernalia to store, manufacture, use illegal narcotics.
3. Written or electronic records of illegal narcotics sales and/or delivery, prices.
4. Written or electronic records of names, nicknames, addresses, telephone numbers and/or photographs, and/or other information regarding buyers and sellers of illegal narcotics.
5. Cellular telephones.
6. United States Currency, precious metals, jewelry, negotiable instruments, and/or other items of value related to narcotics sales and/or distribution or the proceeds of narcotics sales or distribution.
7. Items that would tend to show dominion and control of the property searched, to include utility bills, telephone bills, correspondence, and other identification documents.
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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:

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Florida Statute 934.215 – UNLAWFUL USE OF TWO WAY COMMUNICATION DEVICES

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 residence, 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 premises, you are hereby authorized to seize, search, and secure the same, and to conduct a further search, on-site and/or off-site, for the information to be 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, and any person reasonably believed to be in possession of an item to be seized, pursuant to the execution of this warrant.

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

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CIRCUIT COURT JUDGE