

SEARCH WARRANT

**COUNTY OF [COUNTY]
STATE OF TENNESSEE**

TO ANY PEACE OFFICER WITHIN OR OF SAID COUNTY:

Proof by Affidavit having been made before me by [**Affiant name and department**] that there is probable cause to believe that certain evidence of a crime, to wit: violations of state laws as set forth in Tenn. Code Ann. §[code section and description of offense], will be found in the possession of [**phone company**], a corporation doing business in Tennessee with corporate headquarters located at [**phone company corporate headquarters**], and that the evidence to be searched for is as follows:

- 1) All stored electronic communications in the possession of [**PHONE COMPANY**] relating to cellular telephone number [**target telephone**], and the related account records, including but not limited to voice mails, text messages, and financial records relating to that customer account.
- 2) All other records in the possession of [**PHONE COMPANY**] relating to cellular telephone number [**target telephone**], including but not limited to transactional and financial records relating to that customer account, and [describe any other records that you want]

YOU ARE HEREBY *COMMANDED* to make an immediate search of [**PHONE COMPANY**], a corporation doing business in Tennessee with corporate headquarters located at [**addresses**], including all computer systems, record systems, offices and files, for the aforesaid evidence; and if you find the same or any part thereof, seize the evidence and make lawful disposition thereof.

I HEREBY DELIVER THIS SEARCH WARRANT FOR EXECUTION TO:

EXECUTIONER: _____

Time of issuance: _____

Date of issuance: _____

Judge

AFFIDAVIT IN SUPPORT OF SEARCH WARRANT

***COUNTY OF [COUNTY]
STATE OF TENNESSEE***

[Affiant name and department] personally appeared before this court and now makes oath in due form of law that there is probable cause to believe that [PHONE COMPANY] is now in possession and control of certain evidence of a crime, to wit: violations of state laws as set forth in Tenn. Code Ann. §[code section and description of offense], will be found in the possession of [PHONE COMPANY] and that the evidence to be searched for is as follows:

- 1) All stored electronic communications in the possession of [PHONE COMPANY] relating to cellular telephone number [target telephone], and the related account records, including but not limited to voice mails, text messages, and financial records relating to that customer account.
- 2) All other records in the possession of [PHONE COMPANY] relating to cellular telephone number [target telephone], including but not limited to transactional and financial records relating to that customer account, and [describe any other records that you want]

The Affiant further testifies that the said evidence is now located and may be found in possession of [phone company], a corporation doing business in Tennessee with corporate headquarters located at [phone company corporate headquarters].

Statement of Facts and Circumstances In Support of Probable Cause

This affidavit is made by [Affiant name and department]. I now testify herein, based upon information received from other law enforcement officers, as well as personal investigation, unless otherwise stated, which your affiant believes to be true, and is as follows:

[PC that crime has been committed, and that evidence of that crime will be found in the possession of the phone company.]

Experience and Basis of Knowledge of Affiant

[insert affiant's information here, and add in some language about phone records, etc. like that below]

Affiant has also become aware that subjects involved in criminal activity are aware that law enforcement can utilize telephone records to generate evidence of wrongdoing, and so often place the telephones that they utilize in other parties' names to avoid detection by law enforcement.

CONCLUSION

Therefore, considering the foregoing, your Affiant believes based on his knowledge, training and experience that evidence of violations of Tenn. Code Ann. § [statutory violation and description] will

be found on the premises to be searched. Specifically, I believe that [conclusion that ties the probable cause section to the specific records that you are requesting]

I SWEAR THE FORGOING IS TRUE UNDER PENALTY OF PERJURY.

AFFIANT

DATE

Sworn to and subscribed before me this _____ day of _____, _____.

Judge