

Agency Case Number: _____

To Clerk:

1. This affidavit must be kept sealed until charges related to the warrant are filed. It may be unsealed and made confidential four years after the warrant is issued. Crim. R. 37(e)(1) & (3).
2. When you unseal the affidavit after charges are filed, you must inspect it to determine if it contains confidential information under the Victim's Rights Act as provided in Admin. Bulletin 53 sec. IV before releasing it to the public.

IN THE DISTRICT/SUPERIOR COURT FOR THE STATE OF ALASKA AT _____

In the Matter of: _____)
 _____)
 SEARCH WARRANT AUTHORIZING _____)
 ELECTRONIC MONITORING _____)
 _____)
 Court No. _____ SW _____)
 _____)

Affidavit Supporting Request For Electronic Monitoring Warrant

(to monitor and record a conversation in which one participant has consented to the recording)

Being first duly sworn, I, _____, state that:

1. I am a police officer a detective a state trooper/investigator
 currently assigned to a _____ investigation unit. _____

2. Criminal charges have have not been filed concerning this matter.
If charges have been filed, the court case number is : _____

3. I have reason to believe that statements about criminal activity will be made as follows:

The person expected to make the statements is _____
(name/ nickname/ alias of suspected person)

Description: Male Female
 Caucasian Black Hispanic Alaska Native _____
Approximate age: _____ Other: _____

The statements are expected to be made in person by telephone to _____
_____ who will be in or near (city & state) _____.

The statements are expected to occur between the dates of _____
and _____.

The conversation is expected to include statements about criminal activity involving:
 controlled substances theft
 sexual assault/abuse

Description of Expected Statements: _____

Such statements, if made, will constitute evidence:

of a violation of AS _____

that _____ committed the particular crime of _____

Supporting Facts

NOTE: The following points should be addressed in your statement of facts. A warrant may not be issued until probable cause for the search has been shown. You should explain:

1. Who was observed. (names or other identifiers)
2. When did the observations take place. (date and time of events)
3. Who made the observations. (neighbor, police officer, informant)
4. Why were the observations made. (for example, if from informant, why the informant was involved and why the information should be relied upon)
5. What was observed. (give full description of events)
6. Where did the observations take place. (as specific as circumstances allow)
7. How were the observations made. (visual, verbal, under other warrant)
8. Any other relevant information.

The facts that establish the grounds for issuing a warrant are:

Additional Information for Use With Confidential Informant

- I have received information concerning this matter from a confidential source known to me as: _____
- This confidential source is a citizen who furnished such information without payment of any kind and without receiving a promise of any kind.
- This confidential source is a criminal informant who is furnishing information for pay or a benefit in connection with a pending case.
- This confidential informant is an undercover police agent who routinely relays such information as an assigned task and for pay.
- Information from this informant in the past resulted in numerous _____ (number) cases in which the individuals about whom this informant gave information were arrested and/or formally charged convicted.
- Information received from this informant in the past has resulted in at least _____ cases in which controlled substances were seized.
- I have personally verified the accuracy of previously furnished information from this informant and believe the information provided in this case is reliable.
- _____, an investigator in law enforcement, has personally verified the accuracy of previously furnished information from this informant and informed me of those facts.

Note: you must still establish how the informant got the information in connection with this application and which details have been verified.

Request to Execute Warrant During Day or Night

- I request authorization to electronically monitor and record the statements described above during the night as well as during the day because: _____

Request to Delay Service of Notice of This Search

- Pursuant to Criminal Rule 53, I request that the notice requirements of Criminal Rule 37(b)(1) be relaxed to allow service of the warrant, affidavit and inventory on the person whose statements are seized to be delayed for a reasonable period of not more than 90 days. I request this in order to
 - avoid jeopardizing a confidential informant's safety.
 - avoid impairing a confidential informant's investigative efforts in other cases.
 - allow time for continuing investigations in
 - this case.
 - other cases involving this suspect.
 - other cases involving illegal activities by other persons at the same location.
 - _____

Explanation: _____

Signature

Printed Name

Title and Agency Name

Subscribed and sworn to or affirmed before me on _____, at _____, Alaska.

Judge/Magistrate/Clerk of Court/Notary Public
or other person authorized to administer oaths
My commission expires: _____

Additional testimony related to this affidavit is recorded on Tape/CD # _____, beginning # _____ ending # _____.