\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*INSTRUCTIONS\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*

-This search warrant mask is specifically for the search of Facebook for all data associated with the identified account name, pen registry and location data for the apprehension of a fugitive.

-There is RED text below that needs to be changed based on the needs of your search warrant.

-There is BLUE text below which is provided for information to the reader about what is being requested and why. Make sure you read this information and understand it since you are putting it your search warrant. You may need to adjust some of the wording or content in these areas to the specifics of your case.

- After the warrant is finalized, highlight all of the text by selecting CTRL+A and then change all text to black

-It would be a good idea to delete this section before printing/sending your warrant to get signed.

\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*PLEASE DELETE\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*

Case No:

COUNTY OF LARIMER ) IN THE COMBINED COURT

 ) SS

STATE OF COLORADO )

**AFFIDAVIT FOR SEARCH WARRANT AND EX PARTE COURT ORDER AUTHORIZING USE/INSTALLATION OF A PEN REGISTER AND TRAP AND TRACE DEVICE, GEOGRAPHICAL LOCATION INFORMATION, AND AUTHORIZING RELEASE OF SUBSCRIBER INFORMATION**

BEFORE THE HONORABLE \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 JUDGE / MAGISTRATE

Affiant, YOUR NAME HERE, a commissioned law enforcement officer, being duly sworn, deposes and states that I have probable cause to believe that at the place or business entity known or described as:

**Meta Platforms, Inc.** (parent company for Facebook)(internet service/social media provider)

**1601 Willow Road**

**Menlo Park, CA 94025**

**Served via Facebook Law Enforcement Portal at:**

**https://facebook.com/records**

The following records, data, or information for Facebook User identified as ACCOUNT NAME **(hereinafter known as the “subject account”)** that would aid in the detection of the whereabouts of or in the apprehension of a person for whom a lawful arrest warrant is outstanding.

For which a search warrant may be issued upon one or more of the grounds set forth in the Colorado Rules of Criminal Procedure and CRS § 16-3-301, namely that would aid in the detection of the whereabouts of or in the apprehension of a person for whom a lawful arrest order is outstanding.

The facts establishing grounds for issuance of a search warrant and showing probable cause to believe that they exist are as follows:

EXISTENCE OF OUTSTANDING WARRANT(S): LAW ENFORCEMENT AGENCY, COUNTY AND CRIMINAL CASE NUMBER, FELONY/MISDOMEANOR, CHARGES, BOND AMOUNT AND TYPE, WARRANT ISSUED DATE

STATEMENT OF PROBABLE CAUSE REGARDING IDENTIFICATION OF THE FUGITIVE’S FACEBOOK ACCOUNT

STATEMENT OF TRAINING AND EXPERENCE ABOUT WHY HISTORICAL DATA IS NEEDED TO HELP LOCATE FUGITIVE. Therefore, your affiant reasonably believes the historical location information from the last 30 days will assist in establishing a pattern of movement and will assist in apprehension.

Your Affiant’s efforts to this point have been unsuccessful in locating FIRST NAME AND LAST NAME on the above listed warrant(s). Your Affiant believes that information in the Facebook profile ACCOUNT NAMEwill assist in the apprehension of LAST NAME.

Because there is probable cause to believe the subject has access to the subject account, there are grounds as set forth in 18 U.S.C. §2703 (Stored Communications Act), 18 U.S.C. §§3122 and 3123 (Pen Register and Trap and Trace), C.R.S. §16-3-301 (Search Warrant), §16-3-301.1 (Production of Records), §16-3-303.5 (Location Tracking), and Crim. P. 41 (Search Warrant) for this warrant and order. The data from the subject account would aid in the detection of the whereabouts of or in the apprehension of a person for whom a lawful arrest warrant is outstanding. Because the action/information requested by this affidavit is relevant and material to the ongoing fugitive investigation, your affiant requests:

1. IT IS REQUESTED that the internet service/social media provider provide any and all records for the subject account, to include: Basic Subscriber Information (BSI) to include User Identification Number, E-mail address, Date and Time Stamp of account creation, Most Recent Logins, Registered Mobile Number with Date and Time it was registered, User Neoprint to include Profile Contact Information, Mini-Feed, Status Update History, Shares, Notes, Wall Postings, All Photo’s Uploaded by User, All EXIF Metadata on each Photo Uploaded by User, Friend Listing with Friends Facebook ID’s Groups Listing, with Facebook Group ID’s, Future and Past Events, Video Listing, with filename, User Photoprint, Group Contact Info, Private Messages, Deleted Private Messages, and any IP Logs available for the access or creation of account, including any source ports, as well as the MAC address of each device used to log on from **HISTORICAL DATE to CURRENT DATE.**
2. IT IS REQUESTED that a pen register be installed by the internet service/social media provider on the subject accounts, to register subject accounts, to record message headers (**NOT message content**), all Internet Protocol (IP) address logs, last known locations, and location histories, for a period of thirty (30) days from the date the warrant is served upon Facebook, or until such time as the investigation is completed, whichever comes first.
3. IT IS REQUESTED that the internet service/social media provider, pursuant to probable cause, shall provide, on an ongoing (**NOT real-time**) basis, the following information relating to the subject accounts: message headers (**NOT message content**), all Internet Protocol (IP) address logs, last known locations, and location histories, beginning from the date the warrant is served upon Facebook, and continuing for the thirty (30) day time period, or until the investigation is completed, whichever comes first.
4. IT IS REQUESTED that the internet service/social media provider shall authorize and provide YOUR NAME HEREongoing (**NOT real-time**) access to the following information relating to the subject accounts: message headers (**NOT message content**), all Internet Protocol (IP) address logs, last known locations, and location histories related to the pen register/trap and trace device, some of which is only available to such authorized users, **sent to** YOUR NAME HERE **daily (once every 15 minutes) via the email address** YOUR EMAIL ADDRESS**, beginning from the date the warrant is served on Facebook, Inc. and continuing for the thirty (30) day time period, or until the investigation is completed, whichever comes first.**
5. IT IS REQUESTED, pursuant to 18 U.S.C. § 2703, that the internet service/social media provider shall furnish to law enforcement information including message headers (**NOT message content**), all Internet Protocol (IP) address logs, last known locations, and location histories, unobtrusively and with minimum interference with the services that are accorded the persons whose transmissions are the subject of the pen register and trap and trace device.
6. Based on the experience of Your Affiant, the disclosure of the requested Warrant and Court Order may result in furthering the flight of the subject. Therefore, IT IS REQUESTED that this Search Warrant and Order and Affidavit be **SEALED** until the apprehension of FIRST NAME AND LAST NAME.
7. IT IS REQUESTED, so as not to disrupt this ongoing investigation, Your Affiant also requests that this Court order Meta Platforms, Inc.(parent company for Facebook) NOT to take adverse action against the subject accounts, such as disabling or terminating the accounts, because of this warrant.
8. IT IS REQUESTED, pursuant to 18 U.S.C. §3123(d) and 18 U.S.C. §2705(b)(1)-(5), and Crim. P. 41 and §16-3-304(2), that Meta Platforms, Inc.(parent company for Facebook) be ordered **NOT to disclose the existence of this search warrant and court order to the subscriber for a period of one year**, unless otherwise ordered by a court of competent jurisdiction. Based on the information set forth in this affidavit, notification of the warrant may have an adverse result, as defined in 18 USC §2705(b)(1)-(5), i.e., disclosure may endanger the life or physical safety of an individual; allow flight from prosecution; allow destruction of or tampering with evidence; allow intimidation of potential witnesses; and/or would otherwise seriously jeopardize an investigation or unduly delay a trial.

**Your Affiant further advises this Court that the installation and use of a pen register and trap and trace device on the subject account will in no way allow the active, real-time monitoring of any content or conversation(s).**

I believe the above facts to be true from official LAW ENFORCEMENT AGENGY records, conversations with fellow officers, personal observations and interviews. I am a YOUR TITLE with the LAW ENFORCEMENT AGENGY. I have been trained at the State, and local levels with regard to my duties. I am authorized by law to execute search warrants in the County of Larimer and State of Colorado.

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

AFFIANT

This affidavit was sworn to and subscribed by telephone this DATE day of MONTH 20\*\* at \_\_\_\_\_\_\_\_.

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

JUDGE / MAGISTRATE

Case No.

COUNTY OF LARIMER ) IN THE COMBINED COURT

 ) SS

STATE OF COLORADO )

**SEARCH WARRANT AND EX PARTE COURT ORDER AUTHORIZING USE/INSTALLATION OF A PEN REGISTER AND TRAP AND TRACE DEVICE, GEOGRAPHICAL LOCATION INFORMATION, AND AUTHORIZING RELEASE OF SUBSCRIBER INFORMATION**

Before the Honorable \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Judge / Magistrate

The Court, upon review of an affidavit filed by YOUR NAME HERE which is incorporated by reference, in support of the issuance of this order, hereby orders the production of the following records, for which there is probable cause to believe are in the actual or constructive possession or control of the business entity known or described as:

**Meta Platforms, Inc.** (parent company for Facebook)(internet service/social media provider)

**1601 Willow Road**

**Menlo Park, CA 94025**

**Served via Facebook Law Enforcement Portal at:**

**https://facebook.com/records**

This Court also finds that there is probable cause to issue this Search Warrant and also for an Ex Parte Order authorizing use/installation of a pen register and trap and trace device, and authorizing release of subscriber and/or location information pursuant to the provisions of 18 U.S.C. §2703 (Stored Communications Act), 18 U.S.C. §§3122 and 3123 (Pen Register and Trap and Trace), C.R.S. §16-3-301 (Search Warrant), §16-3-301.1 (Production of Records), §16-3-303.5 (Location Tracking), and Crim. P. 41 (Search Warrant), namely that would aid in the detection of the whereabouts of or in the apprehension of a person for whom a lawful arrest order is outstanding.

The records shall be provided to:

YOUR NAME, BADGE NUMBER

LAW ENFORCEMENT AGENGY

YOUR ADDRESS

YOUR PHONE NUMBER

EMAIL

IT IS ORDERED that the internet service/social media provider provide the following records, data, information and technical assistance for Facebook User identified as ACCOUNT NAME **(hereinafter known as the “subject account”):**

1. IT IS REQUESTED that the internet service/social media provider provide any and all records for the subject account, to include: Basic Subscriber Information (BSI) to include User Identification Number, E-mail address, Date and Time Stamp of account creation, Most Recent Logins, Registered Mobile Number with Date and Time it was registered, User Neoprint to include Profile Contact Information, Mini-Feed, Status Update History, Shares, Notes, Wall Postings, All Photo’s Uploaded by User, All EXIF Metadata on each Photo Uploaded by User, Friend Listing with Friends Facebook ID’s Groups Listing, with Facebook Group ID’s, Future and Past Events, Video Listing, with filename, User Photoprint, Group Contact Info, Private Messages, Deleted Private Messages, and any IP Logs available for the access or creation of account, including any source ports, as well as the MAC address of each device used to log on from**HISTORICAL DATE to CURRENT DATE.**
2. That a pen register be installed on the subject accounts by the internet service/social media provider, to register subject accounts, to record message headers (**NOT message content**), all Internet Protocol (IP) address logs, last known locations, and location histories, for a period of thirty (30) from the date the warrant is served upon Facebook (hereinafter known as the “thirty (30) day time period”), or until such time as the investigation is completed, whichever comes first.
3. The internet service/social media provider, pursuant to probable cause, shall provide, on an ongoing (**NOT real-time**) basis, message headers (**NOT message content**), all Internet Protocol (IP) address logs, last known locations, and location histories relating to the subject accounts, beginning from the date the warrant is served on Facebook, and continuing for the thirty (30) day time period, or until the investigation is completed, whichever comes first.
4. The internet service/social media provider shall authorize and provide YOUR NAME HERE ongoing (**NOT real-time**) access to the following information relating to the subject accounts: message headers (**NOT message content**), all Internet Protocol (IP) address logs, last known locations, and location histories related to the pen register/trap and trace device, some of which is only available to such authorized users, **sent to** YOUR NAME HERE **daily (once every 15 minutes) via the email address** YOUR EMAIL ADDRESS**, beginning from the date the warrant is served on Facebook, and continuing for the thirty (30) day time period, or until the investigation is completed, whichever comes first.**
5. The internet service/social media provider shall furnish law enforcement information including message headers (**NOT message content**), all Internet Protocol (IP) address logs, last known locations, and location histories, unobtrusively and with minimum interference with the services that are accorded the persons whose transmissions are the subject of the pen register and trap and trace device.
6. This Search Warrant and Order and application be **SEALED** until the apprehension of FIRST NAME AND LAST NAME, that the identity of any target(s) of the underlying criminal investigation may be redacted from any copy of this Order to be served on any service provider or other person.
7. Meta Platforms, Inc.(parent company for Facebook) NOT take adverse action against the subject accounts, such as disabling or terminating the accounts, because of this warrant.
8. Pursuant to 18 U.S.C. §3123(d) and 18 U.S.C. §2705(b)(1)-(5), and Crim. P. 41 and §16-3-304(2), that Meta Platforms, Inc.(parent company for Facebook), **NOT disclose the existence of this search warrant and court order to the subscriber for a period of one year**, unless otherwise ordered by a court of competent jurisdiction, as notification of the warrant may have an adverse result, as defined in 18 USC §2705(b)(1)-(5), i.e., disclosure may endanger the life or physical safety of an individual; allow flight from prosecution; allow destruction of or tampering with evidence; allow intimidation of potential witnesses; and/or would otherwise seriously jeopardize an investigation or unduly delay a trial.

Pursuant to §16-3-301.1, C.R.S., a criminal investigator or peace officer is hereby authorized to serve this order during normal business hours of the above-named business entity, and to receive the records during normal business hours of the business entity. Service shall issue in the same manner as a summons in a civil action or by personal service on a manager or supervisor of the business entity or through any electronic or other means established and utilized by the business to receive service of process. This order must be served within 14 days after the date it is issued.

Upon receiving the records from the business entity, the peace officer named herein shall file a return and inventory with the court indicating the records that have been received and the date and time upon which the records were received. The peace officer named herein may also file the original of the attestation of accuracy with the court.

Based upon the affidavit of the above-named Affiant, which is incorporated by reference, I am satisfied that there is probable cause to believe there is a legal basis and also legal authority for the issuance of this Search Warrant and Ex Parte Order. You are therefore authorized to execute this Search Warrant and Ex Parte Order according to these terms and as otherwise permitted by law.

Dated this **\_\_\_\_\_day of \_\_\_\_\_\_\_\_\_ 20\_\_**, at \_\_\_\_\_\_\_.

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

JUDGE / MAGISTRATE