DELAYED NOTIFICATION PURSUANT TO COURT ORDERED DELAY PC 1546.2(a)(3)

[AGENCY NAME]

[AGENCY ADDRESS]

POST-NOTICE OF SEARCH WARRANT AFTER COURT-ORDERED DELAY

Dear [NAME OF CUSTOMER/ TARGET OF WARRANT]:

Records or information concerning your electronic communication / device information held by the entity named in the attached search warrant were obtained by the [NAME OF SEARCHING AGENCY] pursuant to a search warrant issued on [DATE] by the Honorable [NAME OF MAGISTRATE], Judge of the [COUNTY] Superior Court.

Notification to you was delayed pursuant to a determination by the court that such notice would seriously jeopardize an investigation concerning: [STATE WITH REASONABLE SPECIFICITY THE NATURE OF THE GOVERNMENT INVESTIGATION UNDER WHICH THE INFORMATION IS SOUGHT]

Attachments include:

- A copy of the warrant that includes a description of the location to be searched and the records requested;

- A copy of order delaying notification of the service of this search warrant;

- List of property seized pursuant to the search warrant.

***Note this list must include either a copy of all electronic information obtained or a summary of that information, including, at a minimum, the number and types of records disclosed, the date and time when the earliest and latest records were created. (Penal Code § 1546.2(b)(3).)***

If you wish further information, you may contact: [NAME OF INVESTIGATOR] at [TELEPHONE NUMBER].

[DATE] [NAME AND TITLE OF OFFICIAL]

Attachment

*Note: Pursuant to Penal Code § 1546.2(a)(3) upon expiration of the period of delay of the notification, the government entity shall serve upon, or deliver to by registered or first-class mail, electronic mail, or other means reasonably calculated to be effective as specified by the court issuing the order authorizing delayed notification, a notice that informs the recipient that information about the recipient has been compelled or requested, and states with reasonable specificity the nature of the government investigation under which the information is sought. The notice shall include a copy of the warrant, the identified targets of the warrant, a copy of all electronic information obtained or a summary of that information, including, at a minimum, the number and types of records disclosed, the date and time when the earliest and latest records were created, and a statement of the grounds for the court’s determination to grant a delay in notifying the individual.*

*If there is no identified target of a warrant at the time of its issuance, the government entity shall submit to the Department of Justice or upon the expiration of the period of delay of the notification the identified targets of the warrant, a notice that informs the recipient that information about the recipient has been compelled or requested, and states with reasonable specificity the nature of the government investigation under which the information is sought. The notice shall include a copy of the warrant.*