

## UNITED STATES DISTRICT COURT

CM

SOUTHERN

DISTRICT OF

CALIFORNIA

## In the Matter of the Search of

(Name, address or brief description of person, property or premises to be searched)

APPLICATION AND AFFIDAVIT  
FOR SEARCH WARRANT

One (1) Motorola i830 Cellular Telephone

Model Number: H74XAH6RR4AN

Serial Number: 364THG17LK

FCC ID Number: AZ489FT5828

Case Number:

'07 MJ 88 88

I, Stewart E. Harvey being duly sworn depose and say:I am a(n) Special Agent with U. S. Immigration & Customs Enforcement and have reason to believe  
Official Titlethat ☐ on the person of or ☒ on the property or premises known as (name, description and/or location)

REFER TO ATTACHMENT A

in the SOUTHERN District of CALIFORNIA

there is now concealed a certain person or property, namely (describe the person or property to be seized)

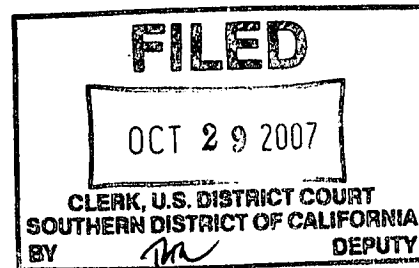
REFER TO ATTACHMENT B

which is (state one or more bases for search and seizure set forth under Rule 41(c) of the Federal Rules of Criminal Procedure)

electronic data that constitutes evidence of a criminal offense, and electronic data which is  
and has been used as the means for committing a criminal offense.concerning a violation of Title 21 United States code, Section(s) 841(a)(1), 846, 952 & 960

The facts to support a finding of probable cause are as follows:

REFER TO AFFIDAVIT OF ICE SPECIAL AGENT STEWART HARVEY.



Continued on the attached sheet and made a part hereof:

☒ Yes☐ No

Signature of Affiant

Sworn to before me and subscribed in my presence,

10-29-07 @ 11:25am.

Date

at

EL CENTRO

CALIFORNIA

City

State

Peter C. Lewis

U.S. Magistrate Judge

Name of Judge

Title of Judge

Signature of Judge

**ATTACHMENT A**

**PROPERTY/ITEMS TO BE SEARCHED**

The property/items to be searched are described as:

One (1) Motorola i830 Cellular Telephone, Model Number: H74XAH6RR4AN, Serial Number: 364THG17LK, FCC ID Number: AZ489FT5828, presently in the custody of U. S. Immigration and Customs Enforcement, 333 Waterman Avenue, El Centro, California.

**ATTACHMENT B**

**PROPERTY/ITEMS TO BE SEIZED**

The items to be seized are electronic data that constitute evidence of the commission of a criminal offense, and electronic data which is and has been used as the means for committing a criminal offense. The specific criminal offenses involved are violations of Title 21, United States Code, Sections 952 and 960, Importation of a Controlled Substance, Title 21, United States Code, Sections 841(a)(1), Possession of a Controlled Substance with intent to Distribute, and Title 21, United States Code, Section 846, Attempt and Conspiracy. The items to be seized include the electronic data described below:

1. The phone numbers and/or direct connect and/or names and identities assigned to cellular telephone;
2. Digital, cellular, and/or telephone numbers and/or direct connect numbers, names, and identities stored in the directories;
3. Phone numbers and direct connect numbers dialed from the cellular telephone and stored in memory;
4. The last number dialed from the cellular telephone and;
5. Any other electronic information in the stored memory of the cellular telephone, including text messages and voicemail, relating to violations of Title 21, United States Code, Sections 952 and 960, Importation of a Controlled Substance, Title 21, United States Code, Sections 841(a)(1), Possession of a Controlled Substance with Intent to Distribute, and Title 21, United States Code, Section 846, Attempt and Conspiracy.