COUNTY OF LARIMER )

 ) SS IN THE COMBINED COURT

STATE OF COLORADO )

**SEALED**

 **AFFIDAVIT FOR SEARCH WARRANT FOR A PARCEL**

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

 Judge/Magistrate

Affiant, LEO NAME, a commissioned law enforcement officer, being duly sworn, deposes and states that I have probable cause to believe that in, on, or upon the address,described and identified as:

**DESCRIPTION OF PARCEL**

EXAMPLE DESCRIPTION- One United States Postal Service (USPS) Priority Mail Express parcel bearing USPS tracking number EL 693287588 US, addressed to “Taylor Whenfield, 120 Bayfield Circle, Windsor CO 80550,” with a return address of “Sarah Whenfield 627 Alvy St. Anaheim, CA 92802.” It is a brown cardboard box; measuring approximately 8” X 8” X 8”; weighing approximately 5 pounds and 10 ounces; postmarked July 6, 2018, from Anaheim CA, 92814; and bearing $61.15 in postage.

**PHOTOGRAPH OF PARCEL IF YOU HAVE IT**

There is now located there within or upon:

Items which are evidence of violations of the Colorado Uniform Controlled Substances Act, section 18-18-405 et seq., C.R.S., to wit:

1. Any and all substances listed as controlled substances, the possession of which is illegal, under Colorado Revised Statutes, including (List specific drug(s) in the investigation).
2. Any implements, vessels, containers, paraphernalia, equipment, chemicals, products, instruments, or devices that are commonly known to be associated with, or which would be evidence of the illegal use, distribution or possession of controlled substances.
3. Any implements, vessels, containers, paraphernalia, equipment, chemicals, products, instruments, or devices that are commonly known to be associated with, or which would be evidence of the illegal manufacturing or processing of controlled substances.
4. Letters, papers, and all items of material evidence which would serve to identify the person or persons in possession, ownership or control of the parcel to be searched.
5. US currency, cash or other monetary instruments and personal property believed to be proceeds from the distribution of controlled substances;
6. Any receipts, documents or records, including bank records, financial transactions records, wire transfer receipts, and money remitter receipts, which would be material evidence of the collection, maintenance or disbursement of proceeds from the illegal distribution of controlled substances.

Further, I have probable cause to believe that the requested items constitute property which has been stolen or embezzled, or which is designed or intended for use as a means of committing a criminal offense, or which is or had been used as a means of committing a criminal offense, or the possession of which is illegal, or which would be material evidence in a subsequent criminal prosecution in this state, another state, or federal court, or the seizure of which is expressly required, authorized, or permitted by a statute of this state or the United States, or 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:

**PROBABLE CAUSE STATEMENT**

Based on my law enforcement training, education, and experience, your Affiant is familiar with drug traffickers’ methods of operation, including the distribution, storage and transportation of drugs, the collection of money proceeds derived from drug trafficking, and the methods of money laundering used to conceal the nature of drug proceeds.

Your Affiant knows based on my experience and the experience of other law enforcement officers with whom I have worked, that the United States Postal Service(USPS) is frequently used by drug traffickers to ship controlled substances and proceeds. Drug traffickers use the USPS because of its speed, reliability, and low cost; they also use it because they believe there is a minimal chance that the USPS will find illegal drugs sent through the mail. Drug traffickers also prefer the USPS because the packages they send can be assigned a tracking number, which allows them to confirm the location of their package via a toll-free number or the USPS’s website.

Based on my experience, training, and discussions with other law enforcement officers experienced in controlled substance investigations, USPS packages containing controlled substances or money relating to controlled substances often fit a common profile, which is derived from the methods used by shippers to balance their competing needs to ensure that their packages are reliably delivered, but also to ensure that the presence of controlled substances or cash is not easily discovered by the authorities or third parties. Some of the most common indicators that a package is being used in a controlled substances transaction are listed below.

(Modify below paragraphs based on mail company and facts of case)

1. It is a common practice for the shippers of the controlled substances and/or proceeds to use Priority Mail Express and Priority Mail because the drugs or proceeds arrive faster and on a predictable date. These mail services also allow shippers to keep track of their shipments. With regard to Priority Mail Express parcels, shippers pay for the benefit of being able to confirm the delivery of the parcel by checking the U.S. Postal Service Internet Website and/or calling the local post office for the guaranteed delivery date.
2. Packages with controlled substances or U.S. currency typically contain a fictitious return address, no return address, the same return address as the one listed for the addressee, or a return address that does not correspond to the neighborhood from which the package was mailed. These packages are also sometimes addressed to or from a commercial mail receiving agency (i.e., UPS Store, etc.). Drug traffickers use these methods to hide from law enforcement the true identity of the person(s) shipping and/or receiving the controlled substances.
3. Drug shippers also sometimes use address labels to communicate with recipients. For example, address labels will sometimes have intentional misspellings, or unique combinations of upper-and-lower case letters, that are intended to authenticate the shipment and thwart efforts to tamper with or re-route the package.
4. Drug traffickers using the USPS to mail controlled substances or U.S. currency will often make payment for the mailing with cash rather than credit or debit card. The use of cash allows the people involved in the transaction to remain anonymous and avoid detection by law enforcement.
5. When a shipper mails controlled substances, the proceeds from the sale of these controlled substances may be returned to the shipper. These proceeds are commonly sent in the form of U.S. currency. Based on my experience and discussions with other law enforcement agents, shipments containing controlled substances are sent from states where drugs are commonly produced - California, Colorado, Oregon, and Washington are four of the most popular - and U.S. currency is sent back to those drug-producing states from elsewhere.
6. In order to conceal from trained dogs the distinctive smell of controlled substances, or U.S. currency that has been exposed to controlled substances, packages containing these substances tend to be wrapped excessively in bubble-pack and wrapping plastic. The seams of such packages are also often sealed with tape. Furthermore, they are often packaged so that a smaller parcel containing controlled substances is sealed around the seams, wrapped, and placed inside a larger package. Sometimes perfumes, coffee, dryer sheets, tobacco, or other substances with their own distinct smell are used to mask the odor of the controlled substances being shipped. Recently, law enforcement has discovered a trend in which the controlled substances were put into plastic baggies that were then either vacuum sealed or heat sealed. Another popular recent trend is for the controlled substances to be placed into re-sealed aluminum cans.

Your Affiant further knows, based on my law enforcement training, education, and experience, persons involved in the distribution of controlled substances may utilize a variety of methods to collect, store, and transport US currency which are the proceeds from the illegal distribution of controlled substances. These methods may include the use of bank accounts in the names of other persons, wire transfers of money, and other money remitter services. Moreover, persons involved in the distribution of controlled substances may possess receipts, documents or records, including bank records, financial transactions records, wire transfer receipts, and money remitter receipts, which would be evidence of these methods to collect, store, and transport US currency which are the proceeds from the illegal distribution of controlled substances.

Your Affiant believes that the facts described above demonstrate that **TARGET NAME** is involved in the distribution of controlled substances in the northern Colorado areaand utilize the USPS to send/receive parcels in order to either conduct or to facilitate their drug trafficking activities. Consequently, your Affiant believes that there is evidence of this illegal drug trafficking activity located within the above described parcel**.**

**Authorization to Search Requested**

Your Affiant is a sworn law enforcement officer with **HOME AGENCY** and is currently assigned to the Northern Colorado Drug Task Force (NCDTF). Your Affiant has been trained at the state and local levels with regard to my duties and is authorized by law to execute search and arrest warrants in the state of Colorado.

Your Affiant believes the above facts to be true based upon official NCDTF records, law enforcement reports, conversations with fellow officers, personal observations and interviews.

Application is hereby made for issuance of a search warrant, directed to any officer authorized by law to execute warrants in the county wherein said parcel is located, commanding said officer to search forthwith the parcel named above for said property, and the said property and every part thereof to take, remove and seize, using such force as may reasonably be required in the execution of the warrant, and directing that the return thereof be made to the judge issuing the warrant.

Finally, your Affiant requests that this Affidavit and any Order granting a search warrant be sealed until the completion of the law enforcement criminal investigation. Should this information be made public record prior to the completion of the investigation, your Affiant strongly believes that such disclosure would have an adverse impact on the criminal investigation in progress. Your Affiant further believes that sealing this affidavit and any order would be in the best interests of the community.

Affiant\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Dated \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_am/pm.

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

Judge/Magistrate

COUNTY OF LARIMER )

 ) SS IN THE COMBINED COURT

STATE OF COLORADO )

**SEALED**

**SEARCH WARRANT FOR PARCEL**

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

 Judge/Magistrate

TO: ANY PEACE OFFICER AUTHORIZED BY LAW TO EXECUTE SEARCH WARRANTS IN THE STATE OF COLORADO.

The court, upon review of a sworn affidavit filed by **NAME**, a commissioned law enforcement officer, in support of the issuance of this search warrant, hereby commands you to search:

**DESCRIPTION OF PARCEL**

EXAMPLE DESCRIPTION- One Unites States Postal Service (USPS) Priority Mail Express parcel bearing USPS tracking number EL 693287588 US, addressed to “Taylor Whenfield, 120 Bayfield Circle, Windsor CO 80550,” with a return address of “Sarah Whenfield 627 Alvy St. Anaheim, CA 92802.” It is a brown cardboard box; measuring approximately 8” X 8” X 8”; weighing approximately 5 pounds and 10 ounces; postmarked July 6, 2018, from Anaheim CA, 92814; and bearing $61.15 in postage.

**PHOTOGRAPH OF PARCEL IF YOU HAVE IT**

And to Seize:

Items which are evidence of violations of the Colorado Uniform Controlled Substances Act, section 18-18-405 et seq., C.R.S., to wit:

1. Any and all substances listed as controlled substances, the possession of which is illegal, under Colorado Revised Statutes, including (List specific drug(s) in the investigation).
2. Any implements, vessels, containers, paraphernalia, equipment, chemicals, products, instruments, or devices that are commonly known to be associated with, or which would be evidence of the illegal use, distribution or possession of controlled substances.
3. Any implements, vessels, containers, paraphernalia, equipment, chemicals, products, instruments, or devices that are commonly known to be associated with, or which would be evidence of the illegal manufacturing or processing of controlled substances.
4. Letters, papers, and all items of material evidence which would serve to identify the person or persons in possession, ownership or control of the parcel to be searched.
5. US currency, cash or other monetary instruments and personal property believed to be proceeds from the distribution of controlled substances;
6. Any receipts, documents or records, including bank records, financial transactions records, wire transfer receipts, and money remitter receipts, which would be material evidence of the collection, maintenance or disbursement of proceeds from the illegal distribution of controlled substances.

The Court also hereby finds that there is probable cause to believe that there are grounds for the issuance of this search warrant pursuant to C.R.S. § 16-3-301 and the grounds for this search warrant are set forth in the accompanying Affidavit for search warrant, a true and correct copy of which is attached hereto and is incorporated herein by reference.

The Court further finds that there is probable cause to believe that in the parcel referenced above there are items: which are evidence of violations of the Colorado Uniform Controlled Substances Act, section 18-18-405 et seq., C.R.S.; which constitute property which has been stolen or embezzled; or which are designed or intended for use as a means of committing a criminal offense, or which are or have been used as a means of committing a criminal offense, or the possession of which is illegal, or which would be material evidence in a subsequent criminal prosecution in this state, another state, or federal court, or the seizure of which is expressly required, authorized, or permitted by a statute of this state or the United States, or 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.

Therefore you are commanded to execute and serve this search warrant at any time within fourteen days from the date hereof, to search the parcel, and to seize the property, and to use and employ such force as may reasonably be necessary in the performance of your duties hereunder.

The Court orders that this Order granting a search warrant and the accompanying Affidavit be sealed until the completion of the law enforcement criminal investigation.

Dated \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_am/pm.

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

Judge/Magistrate