

# What does an administrative warrant look like?

This is issued by DHS, NOT a court

## U.S. DEPARTMENT OF HOMELAND SECURITY Warrant for Arrest of Alien

File No. \_\_\_\_\_

Date: \_\_\_\_\_

To: Any immigration officer **authorized** pursuant to sections 236 and 287 of the Immigration and Nationality Act and part 287 of title 8, Code of Federal Regulations, to serve warrants of arrest for immigration violations

I have determined that there is probable cause to believe that \_\_\_\_\_ is removable from the United States. This determination is based upon:

- ☐ the execution of a charging document to initiate removal proceedings against the subject;
- ☐ the pendency of ongoing removal proceedings against the subject;
- ☐ the failure to establish admissibility subsequent to deferred inspection;
- ☐ biometric confirmation of the subject's identity and a records check of federal databases that affirmatively indicate, by themselves or in addition to other reliable information, that the subject either lacks immigration status or notwithstanding such status is removable under U.S. immigration law; and/or
- ☐ statements made voluntarily by the subject to an immigration officer and/or other reliable evidence that affirmatively indicate the subject either lacks immigration status or notwithstanding such status is removable under U.S. immigration law.

**YOU ARE COMMANDED** to arrest and take into custody for removal proceedings under the Immigration and Nationality Act, the above-named alien.

Signed by an immigration officer, NOT a judge

(Signature of Authorized Immigration Officer)

(Printed Name and Title of Authorized Immigration Officer)

### Certificate of Service

I hereby certify that the Warrant for Arrest of Alien was served by me at \_\_\_\_\_ (Location)

on \_\_\_\_\_ (Name of Alien) on \_\_\_\_\_ (Date of Service), and the contents of this

notice were read to him or her in the \_\_\_\_\_ (Language) language.

\_\_\_\_\_  
Name and Signature of Officer

\_\_\_\_\_  
Name or Number of Interpreter (if applicable)

This is an ICE administrative warrant. It does NOT authorize immigration agents to enter your home!

Form I-200 (Rev. 09/16)

# Another example

DEPARTMENT OF HOMELAND SECURITY  
U.S. Immigration and Customs Enforcement

**WARRANT OF REMOVAL/DEPORTATION**

A number \_\_\_\_\_

File No: \_\_\_\_\_

Date: \_\_\_\_\_

This is a warrant for an immigration violation, a civil offense, not a crime. This does not give ICE the right to enter your home

To any immigration officer of the United States Department of Homeland Security:

(Full name of alien) \_\_\_\_\_

who entered the United States at \_\_\_\_\_ on \_\_\_\_\_

(Place of entry) (Date of entry)

is subject to removal/deportation from the United States, based upon a final order by:

☐ an immigration judge in exclusion, deportation, or removal proceedings

☐ a designated official

☐ the Board of Immigration Appeals

☐ a United States District or Magistrate Court Judge

and pursuant to the following provisions of the Immigration and Nationality Act:

This order is directed at federal immigration officers, not local police. Federal regulations only give ICE agents the authority to execute an immigration warrant.

I, the undersigned officer of the United States, by virtue of the power and authority vested in the Secretary of Homeland Security under the laws of the United States and by his or her direction, command you to take into custody and remove from the United States the above named alien, pursuant to law, at the expense of:

Many removal orders are issued by ICE or CBP agents without a hearing before a judge. These include expedited removal orders or administrative removal orders.

(Signature of immigration officer) \_\_\_\_\_

(Title of immigration officer) \_\_\_\_\_

(Date and office location) \_\_\_\_\_

# — Key components of an administrative warrant

U.S. DEPARTMENT OF HOMELAND SECURITY	Warrant for Arrest of Alien
File No. _____	
Date: _____	

Name of **agency**; says warrant for arrest of “alien”

To: Any immigration officer <b>authorized</b> pursuant to sections 236 and 287 of the Immigration and Nationality Act and part 287 of title 8, Code of Federal Regulations, to serve warrants of arrest for immigration violations
--

Authorizes **immigration officer** under the INA

Signed by an officer! **NOT a judge!**

YOU ARE COMMANDED to arrest and take into custody for removal proceedings under the Immigration and Nationality Act, the above-named alien.
Signed by an immigration officer, NOT a judge
_____ (Signature of Authorized <b>Immigration Officer</b> )
_____ (Printed Name and Title of Authorized Immigration Officer)

# What does a judicial warrant look like?

## Appendix B - Sample Judicial Search Warrant

COPY

AO 93 (Rev. 12/09) Search and Seizure Warrant (USAO CDCA Rev. 01/2013)

Name of the court → **UNITED STATES DISTRICT COURT**  
for the  
Central District of California

Case number, note that it does not start with A → **13-2895M**

In the Matter of the Search of )  
(Briefly describe the property to be searched )  
or identify the person by name and address ) Case No. CR 13- )  
LG (VX9100) cellular telephone )

**SEARCH AND SEIZURE WARRANT**

To: Any authorized law enforcement officer

An application by a federal law enforcement officer or an attorney for the government requests the of the following person or property located in the Central District of California  
(Identify the person or describe the property to be searched and give its location):  
See Attachment A

See Attachment B → The person or property to be searched, described above, is believed to conceal (Identify the person or describe the property):  
See Attachment B → **Read the attachment to make sure address/information is correct**

I find that the affidavit(s), or any recorded testimony, establish probable cause to search and seize the person or property. Such affidavit(s) or testimony are incorporated herein by reference and attached hereto.

YOU ARE COMMANDED to execute this warrant on or before 14 days from the date of its issuance  
(not to exceed 14 days)

☒ in the daytime 6:00 a.m. to 10 p.m. ☐ at any time in the day or night as find reasonable cause has been established.

Unless delayed notice is authorized below, you must give a copy of the warrant and a receipt for the property taken to the person from whom, or from whose premises, the property was taken, or leave the copy and receipt at the place where the property was taken.

The officer executing this warrant, or an officer present during the execution of the warrant, must prepare an inventory as required by law and promptly return this warrant and inventory to United States Magistrate Judge on duty at the time of the return through a filing with the Clerk's Office.

☐ I find that immediate notification may have an adverse result listed in 18 U.S.C. § 2705 (except for delay of trial), and authorize the officer executing this warrant to delay notice to the person who, or whose property, will be searched or seized (check the appropriate box) ☐ for            days (not to exceed 30) ☐ until the facts justifying the later specific date of           

Date and time issued: 11-4-13 11:30 am ALICIA G. ROSENBERG  
Judge's signature

City and state: Los Angeles, California Alicia G. Rosenberg, U.S. Magistrate Judge  
Printed name and title

USA: Patrick R. Fitzgerald  
PRF

Name and signature of the judge

# Key components of a judicial warrant

AO 93 (Rev. 12/09) Search and Seizure Warrant (USAO CDCA Rev. 01/2013)

**UNITED STATES DISTRICT COURT**  
for the  
Central District of California

In the Matter of the Search of  
(Briefly describe the property to be searched  
or identify the person by name and address)  
LG (VX9100) cellular telephone

Case No. CR-13-**13-2895M**

**SEARCH AND SEIZURE WARRANT**

To: Any authorized law enforcement officer

Indicates that this is a warrant to "search/seize" and also specific — the warrant must state what they are looking for. It may

Has the name of a **COURT**; the case number, and says what kind of warrant it is

Very specific date and time and **SIGNED BY A JUDGE**

☒ until the facts justify, the later specific date of \_\_\_\_\_

Date and time issued: **11-4-13 11:30 am**

City and state: **Los Angeles, California**

**ALICIA G. ROSENBERG**  
Judge's signature

Alicia G. Rosenberg, U.S. Magistrate Judge  
Printed name and title