

KNOW YOUR RIGHTS

*A Guide to Your Rights When Interacting
with Law Enforcement*



Reading a Warrant

How to read a warrant

— Judicial
Warrant

- Officers may only enter your home or workplace with 1) a VALID warrant, or 2) your permission or the permission of your employer. (Valid means that a warrant has authority and must be obeyed.)
- For a warrant to be valid, it must contain certain information.
- Below, please find samples of the different types of warrants and information they must contain to be valid.
- Warrants may look different depending on your state or location. This means that information required to make a warrant valid may appear in different orders or look different from the samples below.
- If officers do not have permission to enter and they do not have a warrant or a valid warrant, it is your right to ask them to leave!

① signed judge
court

Search warrant

A valid search warrant:

- Must be signed by a judge, justice of the peace or magistrate.
- Must state the address to be searched.
- Must state in detail the area to be searched.
In some cases, search warrants may be many pages long describing locations to be searched.
- Look for other information that might make the warrant invalid, such as being out of date.
- If the officer does not have a valid warrant you can say, "This is not a valid warrant. You may not enter. Please leave."
- If the officer has a valid warrant, you must allow them to enter your home. When they enter say, "I do not consent to this search." This should limit where they are allowed to search.
- Observe where the officers search. Observe if they search in areas that the warrant does not list. Repeat that you do not consent to the search. If an officer takes any of your property, ask for a receipt.

SW No. _____

STATE OF CALIFORNIA - COUNTY OF LOS ANGELES
SEARCH WARRANT AND AFFIDAVIT
(AFFIDAVIT)

_____, swears under oath that the facts expressed by her in this Search Warrant and Affidavit and in the attached and incorporated statement of probable cause are true and that based thereon she has probable cause to believe and does believe that the property and/or person described below is lawfully seizable pursuant to Penal Code Section 1524, as indicated below, and is now located at the locations set forth below. Wherefore, affiant requests that this Search Warrant be issued.

(Signature of Affiant)

NIGHT SEARCH REQUESTED: YES [] NO [X]
HOBBS SEALING REQUESTED: YES [] NO [X]

(SEARCH WARRANT)

THE PEOPLE OF THE STATE OF CALIFORNIA TO ANY SHERIFF, POLICE OFFICER OR PEACE OFFICER IN THE COUNTY OF LOS ANGELES: proof by affidavit having been made before me by _____
(Name of County) (Name of Affiant)

that there is probable cause to believe that the property and/or person described herein may be found at the locations set forth herein and is lawfully seizable pursuant to Penal Code Section 1524 as indicated by "X"(s) in that:

____ it was stolen or embezzled.
____ it was used as the means of committing a felony.
____ it is possessed by a person with the intent to use it as means of committing a public offense or is possessed by another to whom he or she may have delivered it for the purpose of concealing it or preventing its discovery.
____ it tends to show that a felony has been committed or that a particular person has committed a felony.
____ it tends to show that sexual exploitation of a child, in violation of P.C. Section 311.3, or depiction of sexual conduct of a person under the age of 18 years, in violation of Section 311.11, has occurred or is occurring.
____ there is a warrant for the person's arrest;

YOU ARE THEREFORE COMMANDED TO SEARCH:
(See the attached description page 1 through 12 incorporated herein)


FOR THE FOLLOWING PROPERTY/PERSON:
(See the attached description page 1 through 12 incorporated herein)

AND TO SEIZE IT IF FOUND and bring it forthwith before me, or this court, at the courthouse of this court. This Search Warrant and Incorporated Affidavit was sworn to as true and subscribed before me this _____ day of _____, 2011, at _____ P.M. Wherefore, I find probable cause for the issuance of this Search Warrant and do issue it.

(Signature of Magistrate)

NIGHT SEARCH APPROVED: YES [] NO [X]

Judge of the Superior Court, LOS ANGELES, CENTRAL Judicial District



A valid search warrant:

- Must be signed by a judge, justice of the peace or magistrate.
- Must state the name of the person to be arrested.
- Must describe the person to be arrested.
- Look for other information that might make the warrant invalid, such as being out of date.
- If the officer does not have a valid warrant, you can say, "This is not a valid warrant. You may not enter. Please leave."
- If the officer has a valid arrest warrant and the person named in the warrant is there, that person should go outside to meet the officer. Close the door behind them. If the person named in the warrant is not there, tell the officer that the person is not there. and do not open the door.

WARRANT ARREST (FORM 1-1-10) Rev. 11-11-10

IN JUSTICE COURT,

PRECINCT No. 3
of Williamson County

WARRANT OF ARREST

Cause No. 22FSW-14

Bond Amount \$ 50,000.00
Fine & Cost Amount \$ _____
Warrant Fee \$ _____
Total \$ _____

THE STATE OF TEXAS

VS

Address _____ City _____ State TX ZIP _____

DOB _____ D.L. State TX D.L. # _____

D.L. Expires none Social Security # _____ Other ID Info. _____

Race White Sex Male Height _____ Weight _____ Hair Brown Eyes Brown

THE STATE OF TEXAS

To any PEACE OFFICER of the State of Texas Greeting:

YOU ARE HEREBY COMMANDED to arrest _____ if to be found in the State of Texas, and bring him before me, a Justice of the Peace in and for Precinct No. 3 of Williamson County, Texas, at my office in Georgetown, in said County immediately, to answer to the STATE OF TEXAS for an offense against the laws of said State to-wit: Manufacture or Delivery of a Controlled Substance in Penalty Group 1 less than 1 gram to wit: Methamphetamine, HSC 481.112 (State Jail Felony) on or about August 1st, 2014 of which offense _____ is accused by the written complaint, under oath of _____ filed before me.

Herein Fall Not, but of this writ make due return, showing how you have executed the same.

Witness my official signature this 4th day of June

A.D.

Justice of the Peace,

W.C.S.O. Cause # _____

Precinct No. 3 Williamson County, Texas

PEACE OFFICER RETURN

Came to hand the SP day of December, A.D., 2014, at 6:20 o'clock P.M., and executed on the SP day of December, A.D., 2014, at 6:20 o'clock P.M., by arresting the said Defendant at _____ in Williamson County, Texas, and taking _____ bond, which is herewith returned, placing him/her in the County jail of Williamson County, Texas. ("Enso according to the facts.") I actually and necessarily traveled _____ miles in the service of this Writ, in addition to any other mileage I may have traveled in the service of other process in this cause during the same trip.

FEES - Executing/Processing Arrest Fee \$ _____ Sheriff
Mileage _____ Miles \$ _____ _____ Williamson County, Texas
Making Bond \$ _____ _____ Peace Officer
Commitment \$ _____ _____
Release \$ _____ _____
Total \$ _____ _____
(Law Enforcement Agency / Department)

ADMINISTRATIVE WARRANT - ALWAYS LOOKS LIKE THIS

**~~X~~ Warrant of removal/deportation
(immigration warrant)**

- A warrant of removal or deportation (an immigration warrant) DOES NOT give an officer the right to enter your home. Say, “You do not have the right to enter with this warrant. Please leave.”

U.S. Department of Justice
Immigration and Naturalization Service

Warrant of Removal/Deportation

File No: _____
Date: _____

To any officer of the United States Immigration and Naturalization Service:

_____ (Full name of alien)

who entered the United States at _____ (Place of entry) on _____ (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 district director or a district director's 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:
Section 241(a)(5) of the Immigration and Nationality Act(Aet), as amended.

I, the undersigned officer of the United States, by virtue of the power and authority vested in the Attorney General 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 the appropriation. "Salaries and Expenses Immigration and Naturalization Service 2002," including the expense of an attendant if necessary.

(Signature of DHS official)

(Title of DHS official)

(Date and office location)

Form I 205 (Rev. 4-1-93)

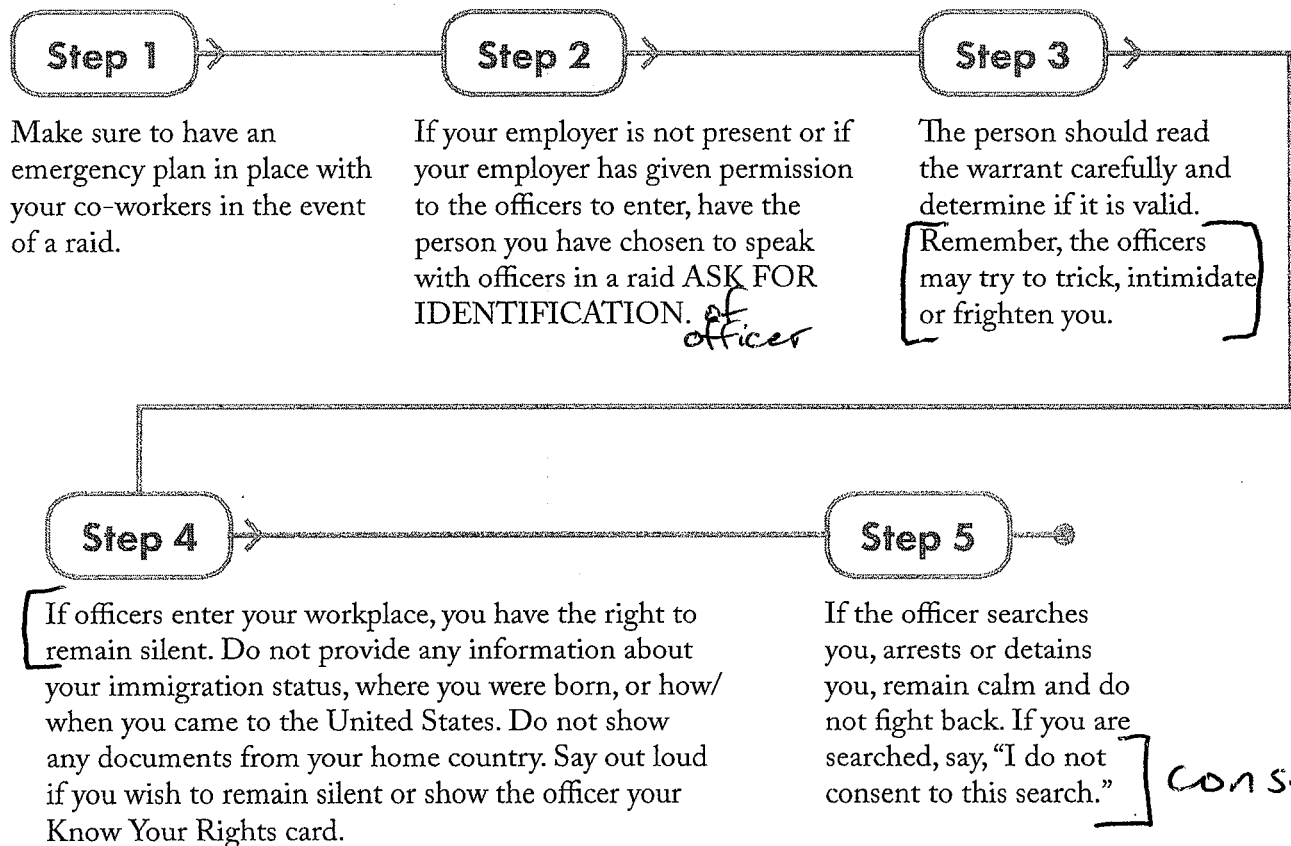


WHERE: Your workplace

What you need to know:

- To enter your workplace, immigration officers or the police need either 1) a valid warrant, or 2) the permission of your employer. *
- Do not run. If you run, it may lead to you being arrested or detained.
- A warrant DOES NOT mean you have to answer questions.
- If immigration officers or the police are questioning you and you wish to remain silent, say out loud that you wish to remain silent or show the officers your Know Your Rights card.
- Make sure to complete the workplace checklist on page 18.

What to do:



Twelve things for you and your family to remember in ANY situation

1

Anything you say can be used against you.

2

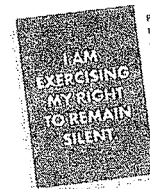
You have the right to remain silent.



3

If you wish to remain silent, say it out loud or show your Know Your Rights card.

Get one on page 13!



Please be informed that I am choosing to exercise my right to remain silent. I am also exercising my right to refuse to sign anything until my attorney renders it if I am detained. I request to contact my attorney immediately. My attorney's contact information is
Name _____
Phone _____

4

Always carry U.S. identification and copies of immigration documents.

5

Never carry false documents or documents from another country.

8

Never run in a raid or if you are approached by officers.



6

Never lie to officers.

9

Never physically fight back if you are being arrested or detained.



7

You have the right to speak with your attorney.

10

You have the right to refuse to sign anything before speaking with your attorney.



★ 11 ★

If you are in police custody or detention, do not discuss your immigration information or criminal history with **ANYONE** other than your attorney.

12

If you are questioned or in a raid, write down what happened in detail as soon as it is safe to do so. Tell your attorney and your support groups right away.

Workplace Checklist EE

- ☐ Review the information in this guide with your co-workers. Make sure that everyone knows their rights. Remember that immigration officers can raid your workplace 1) with a warrant, or 2) with permission from your employer.
- ☐ If you are a member of a labor union, speak to your union representative about what you can do to protect yourself and other co-workers who are at risk.
- ☐ If possible, speak with your union representative to come up with an agreement with your employer. An agreement could include:
 - 1. The employer will not permit immigration officers to enter the workplace without a valid warrant.
 - 2. The employer will notify the point person if immigration authorities contact the employer.
 - 3. The employer will allow (the union) to bring immigration attorneys or advocates to the workplace to assist employees with questions and to prepare for an emergency.
 - 4. The employer will not provide the name, address or any immigration information to police or immigration officers, unless it is required by law.
 - 5. The employer will not use computer verification programs to look at employee immigration information. → E-verify
- ☐ Make a plan about what to do in the event of a raid. For example, it would be beneficial if everyone agrees to remain silent and not run.
- * ☐ Your employer should be responsible for speaking with officers during a raid. In the event your employer is not present during a raid or if your employer has given permission to the officers to enter, elect a representative(s) to ask officers for identification and review any warrants they present.
- ☐ Make sure that person knows how to read a warrant and what a warrant requires. Use the information about warrants in this guide to help prepare.