

Index

ACT OF GRACE THEORY

Generally, § 10.10(b)

ADMINISTRATION OF THE EXCLUSIONARY RULE

Fruit of the Poisonous Tree, this index

Guilty plea, § 11.1(d)

Nolo contendere plea, § 11.1(d)

Objection, waiver or forfeiture of

Generally, § 11.1 et seq.

Guilty plea, § 11.1(d)

Nolo contendere plea, § 11.1(d)

Renew objection, failure to, § 11.1(b)

Stipulated facts, conviction on, § 11.1(e)

Suppression, testimony by defendant concerning, § 11.1(c)

Testimony by defendant concerning objects sought to be suppressed, § 11.1(c)

Timely objection, failure to make, § 11.1(a)

Renew objection, failure to, § 11.1(b)

Standing

Generally, § 11.3 et seq.

Abolition of standing, § 11.3(j)

Automatic standing, § 11.3(g)

Business premises, § 11.3(d)

Derivative standing, § 11.3(i)

Effects on the premises, persons with, § 11.3(c)

Family members, § 11.3(a)

Guests, § 11.3(c)

Invitees, § 11.3(c)

Owners of premises, § 11.3(a)

Residential premises

Generally, §§ 11.3(a) to 11.3(c)

Effects on the premises, persons with, § 11.3(c)

Family members, § 11.3(a)

Guests, § 11.3(c)

Invitees, § 11.3(c)

Owners, § 11.3(a)

Tenants, § 11.3(a)

Third parties lawfully present, § 11.3(b)

Storage places, § 11.3(f)

Target standing, § 11.3(h)

Tenants, § 11.3(a)

Third parties lawfully present, § 11.3(b)

Transit, containers and effects in, § 11.3(f)

Vehicles, § 11.3(e)

Vicarious standing, § 11.3(i)

ADMINISTRATION OF THE EXCLUSIONARY RULE—Cont'd

- Stipulated facts, conviction on, § 11.1(e)
- Suppress, motion to
 - Generally, § 11.2 et seq.
 - Burden of proof, § 11.2(b)
 - Effect on ruling in another case, § 11.2(g)
 - Effect on ruling in that case, § 11.2(f)
 - Evidence, receipt of, § 11.2(d)
 - Grounds and facts, alleging, § 11.2(a)
 - Hearing, § 11.2(d)
 - Making the motion, § 11.2(a)
 - Post-trial motions distinguished, § 11.2(i)
 - Pre-charge motions distinguished, § 11.2(h)
 - Ruling on the motion, § 11.2(e)
 - Standard of proof, § 11.2(c)
- Suppression, testimony by defendant concerning, § 11.1(c)
- Testimony by defendant concerning objects sought to be suppressed, § 11.1(c)
- Timely objection, failure to make, § 11.1(a)

ADMINISTRATIVE SEARCHES

- See also Inspections and Regulatory Searches, this index
- Administrative regulation violations, exclusionary rule, § 1.5(b)

AFFIDAVITS

- Challenges, permissible, § 4.4(a)
- Facial-sufficiency of
 - Generally, § 4.4 et seq.
 - Challenges, permissible, § 4.4(a)
 - Inaccuracies, §§ 4.4(b); 4.4(c)
 - Procedural matters, § 4.4(d)
- False-name, § 4.3(f)
- Inaccuracies, §§ 4.4(b); 4.4(c)
- Procedural matters, § 4.4(d)

AFFIRMATION

- Oath or Affirmation, this index

AIRPORT SEARCHES

- Generally, § 10.6 et seq.
- Administrative search approach, scrutiny of all passengers and, § 10.6(c)
- Carry-on items, inspection of, § 10.6(e)
- Consent, § 10.6(g)
- Exclusionary rule, § 10.6(h)
- Hijacker/terrorist detection system, § 10.6(a)
- Implied consent, § 10.6(g)
- Magnetometer and other screening of the person, § 10.6(d)
- Passengers, scrutiny of, administrative search approach, § 10.6(c)
- Profiling, selectivity and the *Terry* approach, § 10.6(b)
- Special circumstances, remaining utility of *Terry* approach in, § 10.6(f)
- Subterfuge, § 10.6(h)
- Terrorist/hijacker detection system, § 10.6(a)

INDEX

AIRPORT SEARCHES—Cont'd

Terry approach

Profiling, selectivity and the, § 10.6(b)

Remaining utility of in special circumstances, § 10.6(f)

AREA ENTRY SEARCHES

Generally, § 10.7 et seq.

Area blockade in emergency, § 10.7(d)

Courthouses, § 10.7(a)

Emergency, area blockade in, § 10.7(d)

Jails and prisons, § 10.7(b)

Prisons, jails and, § 10.7(b)

Public-use facilities, § 10.7(a)

ARRESTS

Generally, § 5.1 et seq.

Appearance at the station

Absent grounds to arrest, § 9.8(b)

After charge and/or arrest and release on bail, § 9.8(c)

Arrestee, location of, § 6.1(e)

Arrest warrants, § 5.1(h)

Body, inspections of and intrusions into the, § 5.3(c)

“Booking”, significance of, § 5.1(e)

Chimel case, § 6.3(b)

Citation alternative, need for custody and the, § 5.1(i)

Containers and personal effects, generally, § 5.5 et seq.

Continued custody, validity of, § 5.3(d)

“Custodial arrest”, §§ 5.2(g); 5.2(h)

Custody, need for and the citation alternative, § 5.1(i)

Defined, § 5.1(a)

Delayed search, § 5.3(b)

Detention and search of arrested person

Generally, § 5.3 et seq.

Body, inspections of and intrusions into the, § 5.3(c)

Continued custody, validity of, § 5.3(d)

Delayed search, § 5.3(b)

Inspections of and intrusions into the body, § 5.3(c)

Place of detention, search upon arrival at, § 5.3(a)

Search warrant, detention and search pursuant to, § 4.9 et seq.

Second look, § 5.3(b)

Display of arrestee to media, § 5.1(f)

Emergency exceptions, § 6.2(d)

Evidence, searches for, §§ 5.4(a) to 5.4(d)

Exclusionary rule, broadening of, post-arrest searches, § 5.2(f)

Expungement of Arrest Records, this index

Force, use of, §§ 5.1(d); 5.2(i)

Fruit of the poisonous tree

Generally, § 11.4 et seq.

Confessions, § 11.4(b)

Identification of person as fruit of prior illegal arrest, § 11.4(g)

ARRESTS—Cont'd

- Fruit of the poisonous tree—Cont'd
 - Prior illegal arrest
 - Identification of person, § 11.4(g)
 - Search, § 11.4(d)
 - Prior illegal search, arrest as fruit of, § 11.4(e)
 - Search as fruit of prior illegal arrest or detention, § 11.4(d)
- “General authority” to search incident to arrest, § 5.2(b)
- Gustafson* case, § 5.2(a)
- Illegal arrest
 - Fruit of the Poisonous Tree, above
 - Resistance to, § 1.13(a)
 - Within the jurisdiction, § 1.9(b)
- “Immediate control” test, § 6.3(c)
- Inspections of and intrusions into the body, § 5.3(c)
- “In the presence”, defined, § 5.1(c)
- Jurisdiction, challenges to
 - Generally, § 1.9 et seq.
 - Extradition proceedings, § 1.9(c)
 - Illegal arrest within the jurisdiction, § 1.9(b)
 - Illegality in bringing the defendant into the jurisdiction, § 1.9(a)
- Location of arrestee, § 6.1(e)
- Manner of entry, § 6.2(b)
- Minor offenses, § 5.2(e)
- No-knock warrants, § 6.2(f)
- Notice requirement, compliance with, § 6.2(c)
- Notice requirement, sources and purposes of, § 6.2(a)
- Notice to arrest, entry without
 - Generally, § 6.2 et seq.
 - Emergency exceptions, § 6.2(d)
 - Manner of entry, § 6.2(b)
 - No-knock warrants, § 6.2(f)
 - Notice requirement, §§ 6.2(a); 6.2(c)
 - “Useless gesture” exception, § 6.2(e)
- Permissible seizure, § 5.2(j)
- Place of detention, search upon arrival at, § 5.3(a)
- Post-arrest
 - Body, inspections of and intrusions into the, § 5.3(c)
 - Continued custody, validity of, § 5.3(d)
 - Delayed search, § 5.3(b)
 - Detention, searches of the person during, § 5.3 et seq.
 - Inspections of and intrusions into the body, § 5.3(c)
 - Place of detention, search upon arrival at, § 5.3(a)
 - Post-arrest movements by the arrestee, § 6.4(a)
 - “Potential accomplices”, search for, § 6.4(b)
 - Premises, search and exploration of, § 6.4 et seq.
 - “Protective sweep”, § 6.4(c)
 - Search and exploration, generally, § 6.4 et seq.
 - Second look, § 5.3(b)
 - “Potential accomplices”, search for, § 6.4(b)

INDEX

ARRESTS—Cont'd

- Pre-arrest search, § 6.3(a)
- Premises, entry and search of
 - Arrest, searches before and incident to, § 6.3 et seq.
 - Arrestee, location of, § 6.1(e)
 - Basis for entry, § 6.1(e)
 - Location of arrestee, § 6.1(e)
 - Notice to arrest, entry without, § 6.2 et seq.
 - Post-arrest movements by the arrestee, § 6.4(a)
 - Post-arrest search and exploration, generally, § 6.4 et seq.
 - Pre-arrest search, § 6.3(a)
 - Search incident to arrest, §§ 6.3(b); 6.3(c)
- “Pretext” arrests and searches, §§ 1.4(e); 1.4(f); 5.2(e)
- Probable cause, § 3.1(b)
- Prompt judicial review of warrantless arrest, § 5.1(g)
- “Protective sweep”, § 6.4(c)
- Rationale, §§ 5.2(c); 5.2(d)
- Resistance to, § 1.13(a)
- Robinson* case, § 5.2(a)
- Scene of arrest, searches at
 - Generally, § 5.2 et seq.
 - “Custodial arrest”
 - Limiting searches by limiting, § 5.2(g)
 - Search without, § 5.2(h)
 - Evidence, search for, § 5.2(c)
 - Exclusionary rule, broadening of, § 5.2(f)
 - Force, use of, § 5.2(i)
 - “General authority” to search incident to arrest, § 5.2(b)
 - Gustafson* case, § 5.2(a)
 - Minor offenses, § 5.2(e)
 - Permissible seizure, § 5.2(j)
 - Pretext problem, § 5.2(e)
 - Rationale, §§ 5.2(c); 5.2(d)
 - Robinson* case, § 5.2(a)
 - Search incident to arrest, “general authority” to, § 5.2(b)
 - Use of force, § 5.2(i)
 - Weapons, search for, § 5.2(d)
- Scott* “bad faith” doctrine, §§ 1.4(e); 1.4(f)
- Searches before and incident to arrest, § 6.3 et seq.
- Search incident to arrest, §§ 6.3(b); 6.3(c)
- Search incident to arrest, “general authority” to, § 5.2(b)
- Search warrant, detention and search pursuant to, § 4.9 et seq.
- Second look, § 5.3(b)
- “Useless gesture” exception, § 6.2(e)
- Use of force, §§ 5.1(d); 5.2(i)
- Warrant, § 5.1(h)
- Warrantless arrest, §§ 5.1(b); 5.1(g)
- Weapons, search for, § 5.2(d)

ARREST WARRANTS

Generally, § 5.1(h)

ATTORNEYS

Attorney-client communications, search warrants directed at possible, § 4.1(h)

Attorneys' offices, search warrants directed at, § 4.1(h)

Right to counsel, effect upon voluntariness of consent, § 8.2(k)

BAIL AND CONDITIONAL RELEASE

Exclusionary rule, § 1.6(e)

Revocation of conditional release, exclusionary rule, § 1.6(g)

BODY, INTRUSIONS INTO

Border searches, § 10.5(e)

Post-arrest detention, § 5.3(c)

Warrant requirement, § 4.1(e)

BORDER SEARCHES

Generally, § 10.5 et seq.

Body, intrusions into the, § 10.5(e)

Detention, extended, § 10.5(b)

Entry, routine searches upon, § 10.5(a)

Extended detention, § 10.5(b)

Inanimate objects, nonroutine searches of, § 10.5(f)

Intermediate searches, § 10.5(d)

International mail, inspections of incoming, § 10.5(j)

Intrusions into the body, § 10.5(e)

Nonroutine searches of inanimate objects, § 10.5(f)

Post-entry searches of persons or things known to have recently entered the country, § 10.5(g)

Routine searches upon entry, § 10.5(a)

Roving patrols in the interior, § 10.5(i)

Sea, stops and searches at, § 10.5(l)

Searches near border of persons or thing not known to have crossed the border, § 10.5(h)

Strip searches, § 10.5(c)

BRIGHT LINE, BELTON/THORNTON

Vehicles, searches and seizures of, § 7.1(b)

BUSINESS OR COMMERCIAL PREMISES

Generally, § 10.2 et seq.

"Carefully limited in time, place and scope", § 10.2(f)

Conditional privilege, § 10.2(c)

Consent to inspection, § 10.2(b)

Davis case, § 10.2(a)

Drug testing of employees, § 10.2(g)

Employees, drug testing of, § 10.2(g)

Grounds for inspection, § 10.2(d)

Implied consent, § 10.2(c)

Patel case, § 10.2(a)

Protected areas and interests, § 2.4(b)

Restructured analysis, toward a, § 10.2(h)

INDEX

BUSINESS OR COMMERCIAL PREMISES—Cont'd

Warrantless inspection, need for, § 10.2(e)

BUSINESS OR FINANCIAL RECORDS

Protected areas and interests, § 2.7(c)

CHILD PROTECTION

Exclusionary rule, § 1.7(e)

CHILDREN

Consent to search by, § 8.4(c)

CIVIL SUITS, REMEDIES AVAILABLE IN

Generally, § 1.10 et seq.

See also Quasi-Criminal, Civil, and Administrative Proceedings, this index
“Constitutional torts”, §§ 1.10(a); 1.10(b)

CONDITIONAL PRIVILEGE

Generally, § 10.2(c)

CONFESSIONS

Consent searches, § 8.2(g)

Fruit of the poisonous tree, § 11.4(b)

CONSENT SEARCHES

Generally, § 8.1 et seq.

Airports, § 10.6(g)

Antagonism between defendant and third party, significance of, § 8.3(b)

Authority, claim of, § 8.2(a)

Bailee, consent by, § 8.6(a)

Bailor, consent by, § 8.6(b)

Businesses, § 10.2(b)

Children, consent by, § 8.4(c)

Claim of authority, § 8.2(a)

Coercive surroundings, § 8.2(b)

Computer owner/operator or user, consent by, § 8.6(f)

Confession, § 8.2(g)

Cooperation, confession or other, § 8.2(g)

Co-tenant or other joint occupant, consent by, § 8.5(c)

Counsel, right to, § 8.2(k)

Deception, §§ 8.2(m); 8.2(n)

Denial of guilt, § 8.2(h)

Educational institution, consent by, § 8.6(e)

Emotional state, § 8.2(e)

Employee, consent by, § 8.6(c)

Employer, consent by, § 8.6(d)

Exclusive control of certain areas or effects, significance of, § 8.3(f)

Failure to seek consent from occupant under suspicion, significance of, § 8.3(e)

Family relationships

Generally, § 8.4 et seq.

Children, consent by, § 8.4(c)

Parents, consent by, § 8.4(b)

Spouses, consent by, § 8.4(a)

CONSENT SEARCHES—Cont'd

- Force, show of, § 8.2(b)
- Fourth Amendment rights, warning or awareness of, § 8.2(i)
- Guest, consent by, § 8.5(e)
- Guilt, denial of, § 8.2(h)
- Host, consent by, § 8.5(d)
- Housing, § 10.1(f)
- Identity, deception as to, § 8.2(m)
- Illegal police action, prior, § 8.2(d)
- “Implied” consent by engaging in certain activity, § 8.2(l)
- Joint occupant, consent by co-tenant or other, § 8.5(c)
- Lessee, consent by, § 8.5(b)
- Lessor, consent by, § 8.5(a)
- Maturity, § 8.2(e)
- Mental state, § 8.2(e)
- Miranda* warnings, § 8.2(j)
- Miscellaneous relationships, § 8.6 et seq.
- Nature and scope of consent
 - Generally, § 8.1 et seq.
 - Reasonable belief by the police, voluntariness vs., § 8.1(b)
 - Scope of consent, § 8.1(c)
 - Voluntariness, §§ 8.1(a); 8.1(b)
 - Waiver of right, voluntariness vs., § 8.1(a)
- Parents, consent by, § 8.4(b)
- Physical state, § 8.2(e)
- Purpose, deception as to, § 8.2(n)
- Real property relationships
 - Generally, § 8.5 et seq.
 - Co-tenant or other joint occupant, consent by, § 8.5(c)
 - Guest, consent by, § 8.5(e)
 - Host, consent by, § 8.5(d)
 - Joint occupant, consent by co-tenant or other, § 8.5(c)
 - Lessee, consent by, § 8.5(b)
 - Lessor, consent by, § 8.5(a)
- Reasonable belief by the police, voluntariness vs., § 8.1(b)
- Reasonable but mistaken belief by police of third party authority, significance of, § 8.3(g)
- Reasonable mistake by defendant as to extent of risk involved, § 8.3(h)
- Refusal to consent, prior or subsequent, § 8.2(f)
- Refusal to search, significance of defendant's prior or contemporaneous, § 8.3(d)
- Right to counsel, § 8.2(k)
- Risk involved, reasonable mistake by defendant as to extent of, § 8.3(h)
- Scope of consent, § 8.1(c)
- Search warrant, threat to seek or obtain, § 8.2(c)
- Show of force, § 8.2(b)
- Sophistication, § 8.2(e)
- Specific instructions to third party, significance of defendant's, § 8.3(c)
- Spouses, consent by, § 8.4(a)
- Students, § 10.11(f)
- Third Party Consent, this index

INDEX

CONSENT SEARCHES—Cont'd

- Validity of consent, factors bearing upon
 - Generally, § 8.2 et seq.
 - Authority, claim of, § 8.2(a)
 - Claim of authority, § 8.2(a)
 - Coercive surroundings, § 8.2(b)
 - Confession, § 8.2(g)
 - Cooperation, confession or other, § 8.2(g)
 - Counsel, right to, § 8.2(k)
 - Deception, §§ 8.2(m); 8.2(n)
 - Denial of guilt, § 8.2(h)
 - Emotional state, § 8.2(e)
 - Force, show of, § 8.2(b)
 - Fourth Amendment rights, warning or awareness of, § 8.2(i)
 - Guilt, denial of, § 8.2(h)
 - Identity, deception as to, § 8.2(m)
 - Illegal police action, prior, § 8.2(d)
 - “Implied” consent by engaging in certain activity, § 8.2(l)
 - Maturity, § 8.2(e)
 - Mental state, § 8.2(e)
 - Miranda* warnings, § 8.2(j)
 - Physical state, § 8.2(e)
 - Purpose, deception as to, § 8.2(n)
 - Refusal to consent, prior or subsequent, § 8.2(f)
 - Right to counsel, § 8.2(k)
 - Search warrant, threat to seek or obtain, § 8.2(c)
 - Show of force, § 8.2(b)
 - Sophistication, § 8.2(e)
- Voluntariness, §§ 8.1(a); 8.1(b)
- Waiver of right, voluntariness vs., § 8.1(a)

CONSTRUCTIVE CUSTODY THEORY

- Generally, § 10.10(a)

CONTAINERS AND PERSONAL EFFECTS

- Generally, § 5.5 et seq.
- Containers permitting view or inference of contents, § 5.5(f)
- “Controlled delivery”, search following, § 5.5(e)
- Evidence, search for purposes other than obtaining, § 5.5(d)
- Exigent circumstances, § 5.5(c)
- Inventory, § 5.5(b)
- Search incident to arrest, § 5.5(a)

CO-TENANTS OR OTHER JOINT OCCUPANTS

- Consent to search by, § 8.5(c)

CRIMINAL PROCEEDINGS AND TRIALS

- Bail hearing, § 1.6(e)
- Conditional release, revocation of, § 1.6(g)
- Deterrence/cost balancing
 - Herring* approach, § 1.6(i)
 - Hudson* approach, § 1.6(h)

CRIMINAL PROCEEDINGS AND TRIALS—Cont'd

- Exclusionary rule, § 1.6 et seq.
- Extradition hearing, § 1.6(d)
- Grand jury subpoenas, §§ 1.6(a); 1.6(b)
- Indictment, challenge of, § 1.6(c)
- Preliminary hearing, § 1.6(d)
- Prosecution, generally, § 1.10(c)
- Revocation of conditional release, § 1.6(g)
- Sentencing, § 1.6(f)
- Subpoena, grand jury, §§ 1.6(a); 1.6(b)

DEFINITIONS

- Arrest, § 5.1(a)
- “In the presence”, § 5.1(c)
- Search, § 2.1(a)
- Seizure, § 2.1(a)

DISCIPLINARY PROCEEDINGS

- Exclusionary rule, § 1.10(d)

DRUG DOG SNIFFING

- Stop and frisk, § 9.3(f)

DRUG TESTING

- Employees, § 10.2(g)
- Government employees, § 10.3(e)
- Students, public school, § 10.11(c)

ELECTRONICALLY STORED INFORMATION

- Generally, § 2.6(f)

EMPLOYERS AND EMPLOYEES

- Consent to search by employee, § 8.6(c)
- Consent to search by employer, § 8.6(d)
- Drug testing of employees, § 10.2(g)
- Drug testing of government employees, § 10.3(e)
- Government employees, drug testing of, § 10.3(e)
- Government workplaces, employer inspections of, § 10.3(d)

ENTRY AND SEARCH OF PREMISES

- Generally, §§ 6.1 et seq.; 6.4 et seq.
- Aid person in need of assistance, § 6.6(a)
- Arrest, searches before and incident to, § 6.3 et seq.
- Arrestee, location of, § 6.1(e)
- Basis for entry
 - Generally, § 6.1 et seq.
 - Arrestee, location of, § 6.1(e)
 - Exigent circumstances exception, § 6.1(f)
 - Grounds for entry, § 6.1(a)
 - Hot pursuit exception, § 6.1(d)
 - Location of arrestee, § 6.1(e)
 - Other-lawful-basis exception, § 6.1(c)
 - Threshold, “at”, “on”, and past the, § 6.1(e)

INDEX

ENTRY AND SEARCH OF PREMISES—Cont'd

Basis for entry—Cont'd

Warrant requirement, § 6.1(b)

Chimel case, § 6.3(b)

Danger-to-person exception, § 4.8(e)

Death scene investigation, § 6.5(e)

Destruction-of-evidence exception, § 4.8(d)

Entry without notice or by force

Generally, § 4.8 et seq.

Danger-to-person exception, § 4.8(e)

Destruction-of-evidence exception, § 4.8(d)

Exceptions, §§ 4.8(d) to 4.8(f)

Extraordinary force, use of, § 4.8(h)

Manner of entry, § 4.8(b)

No-knock search warrants, § 4.8(g)

Notice requirement

Compliance with, § 4.8(c)

Danger-to-person exception, § 4.8(e)

Destruction-of-evidence exception, § 4.8(d)

Exceptions, §§ 4.8(d) to 4.8(f)

Extraordinary force, use of, § 4.8(h)

Manner of entry, § 4.8(b)

No-knock search warrants, § 4.8(g)

Sources and purpose of, § 4.8(a)

“Useless gesture” exception, § 4.8(f)

“Useless gesture” exception, § 4.8(f)

Evidence

Destruction or removal of, exigent circumstances, § 6.5(b)

Exigent circumstances, §§ 6.5(b); 6.5(d)

Impoundment alternative, § 6.5(c)

Risk of death or bodily harm, exigent circumstances, § 6.5(d)

Supreme Court cases, § 6.5(a)

Exceptions

Generally, §§ 4.8(d) to 4.8(f)

Danger-to-person exception, § 4.8(e)

Destruction-of-evidence exception, § 4.8(d)

Emergency exceptions, § 6.2(d)

Exigent circumstances exception, § 6.1(f)

Hot pursuit exception, § 6.1(d)

Other-lawful-basis exception, § 6.1(c)

“Useless gesture” exception, §§ 4.8(f); 6.2(e)

Exigent circumstances, §§ 6.1(f); 6.5(b); 6.5(d)

Extraordinary force, use of, § 4.8(h)

Grounds for entry, § 6.1(a)

Hot pursuit exception, § 6.1(d)

“Immediate control” test, § 6.3(c)

“Immediately apparent” requirement, § 6.7(b)

Impoundment alternative, § 6.5(c)

“Inadvertent discovery” limitation, § 6.7(c)

Location of arrestee, § 6.1(e)

ENTRY AND SEARCH OF PREMISES—Cont'd

- Manner of entry, §§ **4.8(b)**; **6.2(b)**
- No-knock warrants, §§ **4.8(g)**; **6.2(f)**
- Notice requirement
 - Compliance with, §§ **4.8(c)**; **6.2(c)**
 - Danger-to-person exception, § **4.8(e)**
 - Destruction-of-evidence exception, § **4.8(d)**
 - Exceptions, §§ **4.8(d) to 4.8(f)**
 - Extraordinary force, use of, § **4.8(h)**
 - Manner of entry, § **4.8(b)**
 - No-knock search warrants, § **4.8(g)**
 - Sources and purpose of, §§ **4.8(a)**; **6.2(a)**
 - “Useless gesture” exception, § **4.8(f)**
- Notice to arrest, entry without
 - Generally, § **6.2 et seq.**
 - Emergency exceptions, § **6.2(d)**
 - Manner of entry, § **6.2(b)**
 - No-knock warrants, § **6.2(f)**
 - Notice requirement, compliance with, § **6.2(c)**
 - Notice requirement, sources and purposes of, § **6.2(a)**
 - “Useless gesture” exception, § **6.2(e)**
- Obscene materials, seizure of, § **6.7(e)**
- Other-lawful-basis exception, § **6.1(c)**
- Other purposes, § **6.6(c)**
- Permissible seizures
 - Generally, § **6.7 et seq.**
 - “Immediately apparent” requirement, § **6.7(b)**
 - “Inadvertent discovery” limitation, § **6.7(c)**
 - Obscene materials, seizure of, § **6.7(e)**
 - Probable cause, § **6.7(a)**
 - Subterfuge entry, § **6.7(d)**
- Post-arrest movements by the arrestee, § **6.4(a)**
- Post-arrest search and exploration
 - Generally, § **6.4 et seq.**
 - Post-arrest movements by the arrestee, § **6.4(a)**
 - “Potential accomplices”, search for, § **6.4(b)**
 - “Protective sweep”, § **6.4(c)**
 - “Potential accomplices”, search for, § **6.4(b)**
- Pre-arrest search, § **6.3(a)**
- Probable cause, § **6.7(a)**
- Property, protection of, § **6.6(b)**
- Protection of property, § **6.6(b)**
- “Protective sweep”, § **6.4(c)**
- Risk of death or bodily harm, exigent circumstances, § **6.5(d)**
- Search incident to arrest, §§ **6.3(b)**; **6.3(c)**
- Subterfuge entry, § **6.7(d)**
- Threshold, “at”, “on”, and past the, § **6.1(e)**
- “Useless gesture” exception, § **4.8(f)**
- Warrantless entry
 - Aid person in need of assistance, § **6.6(a)**

INDEX

ENTRY AND SEARCH OF PREMISES—Cont'd

- Warrantless entry—Cont'd
 - Death scene investigation, § 6.5(e)
 - Evidence, destruction or removal of, § 6.5(b)
 - Exigent circumstances, §§ 6.5(b); 6.5(d)
 - Impoundment alternative, § 6.5(c)
 - Other purposes, § 6.6(c)
 - Property, protection of, § 6.6(b)
 - Protection of property, § 6.6(b)
 - Risk of death or bodily harm, exigent circumstances, § 6.5(d)
 - Search for evidence, generally, §§ 6.5(a) to 6.5(e)
 - Supreme Court cases, § 6.5(a)
- Warrant requirement, § 6.1(b)

EVIDENCE

- Appearance at the station absent grounds to arrest, § 9.8(b)
- Appearance at the station after charge and/or arrest and release on bail, § 9.8(c)
- Arrest, appearance at the station absent grounds to, § 9.8(b)
- Brief detentions to obtain
 - Generally, § 9.8 et seq.
 - Appearance at the station absent grounds to arrest, § 9.8(b)
 - Appearance at the station after charge and/or arrest and release on bail, § 9.8(c)
 - Arrest, appearance at the station absent grounds to, § 9.8(b)
 - Delayed release of arrestee in order to investigate, § 9.8(d)
 - Grand jury subpoena, § 9.8(a)
 - Objects, brief seizure of, § 9.8(e)
- Carney* “readily mobile” reduced expectation of privacy doctrine, § 7.2(b)
- Carroll-Chambers* “movable” vehicle exception, § 7.2(a)
- Container within vehicle, searches of, § 7.2(d)
- Delayed release of arrestee in order to investigate, § 9.8(d)
- Destruction-of-evidence exception, § 4.8(d)
- Destruction or removal of, exigent circumstances, § 6.5(b)
- Exigent circumstances, §§ 6.5(b); 6.5(d)
- Grand jury subpoena, § 9.8(a)
- Impoundment alternative, § 6.5(c)
- Mere evidence, effects that are, § 2.6(d)
- Mere evidence, search warrants for, § 4.1(c)
- “Movable” vehicle exception, *Carroll-Chambers*, § 7.2(a)
- Objects, brief seizure of, § 9.8(e)
- “Offense related evidence”, *Gant* and, § 7.1(d)
- Particular description of, search warrants, § 4.6(d)
- Particularity, probable cause, § 7.2(c)
- Persons within vehicle, searches of, § 7.2(e)
- Probable cause, particularity, § 7.2(c)
- “Readily mobile” reduced expectation of privacy doctrine, *Carney*, § 7.2(b)
- Reasonable expectation of privacy, § 7.2(b)
- Risk of death or bodily harm, exigent circumstances, § 6.5(d)
- Search and seizure
 - Prior to arrest, § 5.4(a)

EVIDENCE—Cont'd

Search and seizure—Cont'd

Purposes other than finding, search for, §§ 5.4(c); 5.5(d)

Rationale for search, § 5.2(c)

Without arrest, § 5.4(b)

Supreme Court cases, § 6.5(a)

Vehicles

Generally, §§ 7.1(d); 7.2 et seq.

Carney “readily mobile” reduced expectation of privacy doctrine, § 7.2(b)

Carroll-Chambers “movable” vehicle exception, § 7.2(a)

Container within vehicle, searches of, § 7.2(d)

“Movable” vehicle exception, *Carroll-Chambers*, § 7.2(a)

“Offense related evidence”, *Gant* and, § 7.1(d)

Particularity, probable cause, § 7.2(c)

Persons within vehicle, searches of, § 7.2(e)

Probable cause, particularity, § 7.2(c)

“Readily mobile” reduced expectation of privacy doctrine, *Carney*, § 7.2(b)

Reasonable expectation of privacy, § 7.2(b)

Vehicle as evidence, § 7.3(a)

EXCEPTIONS

Generally, §§ 4.8(d) to 4.8(f)

Carroll-Chambers “movable” vehicle exception, § 7.2(a)

Danger-to-person exception, § 4.8(e)

Destruction-of-evidence exception, § 4.8(d)

Emergency exceptions, § 6.2(d)

Exigent circumstances exception, § 6.1(f)

Hot pursuit exception, § 6.1(d)

Inspections and regulatory searches

Housing, § 10.1(f)

Warrants, § 10.1(f)

Leon “good faith” exception

Generally, § 1.3 et seq.

“Costs” and “benefits”, §§ 1.3(b) to 1.3(d)

Decision, § 1.3(a)

Good faith, generally, § 1.3(e) et seq.

Legislation, unconstitutional, § 1.3(h)

Overruled precedents, § 1.3(h)

Police regulations, unconstitutional, § 1.3(i)

Scope of in warrant cases, § 1.3(f)

Warrant cases, scope of in, § 1.3(f)

Without warrant cases, § 1.3(g)

“Movable” vehicle exception, *Carroll-Chambers*, § 7.2(a)

Other-lawful-basis exception, § 6.1(c)

“Useless gesture” exception, §§ 4.8(f); 6.2(e)

EXCLUSIONARY RULE

Generally, § 1.1 et seq.

See also Administration of the Exclusionary Rule, this index

Administrative proceedings. Quasi-Criminal, Civil, and Administrative Proceedings, below

INDEX

EXCLUSIONARY RULE—Cont'd

- Administrative regulation violations, § 1.5(b)
- Arrest records. Expungement of Arrest Records, below
- Attacks upon
 - Generally, § 1.2 et seq.
 - Clearing the underbrush, § 1.2(a)
 - Deterrence, matter of, § 1.2(b)
 - Institutional failures, limitation to, § 1.2(f)
 - Replacing the exclusionary rule, § 1.2(c)
 - “Serious cases”, limiting the exclusionary rule to other than, § 1.2(e)
 - “Substantial” or other than “good faith” violations, limitation to, § 1.2(d)
- Bad faith. *Scott* “Bad Faith” Doctrine, below
- Bail hearing, § 1.6(e)
- Boyd* case, § 1.1(b)
- Broadening of, § 5.2(f)
- Burdeau* rule, § 1.8(a)
- Child protection, § 1.7(e)
- Civil suits, remedies available in
 - Generally, § 1.10 et seq.
 - See also Quasi-Criminal, Civil, and Administrative Proceedings, below
 - “Constitutional tort”
 - Federal officers, § 1.10(b)
 - State officers, § 1.10(a)
- Civil tax, § 1.7(d)
- Clearing the underbrush, § 1.2(a)
- Commitment and related proceedings, § 1.7(c)
- Conditional release, revocation of, § 1.6(g)
- “Constitutional tort”
 - Federal officers, § 1.10(b)
 - State officers, § 1.10(a)
- Constitutional vs. other violations. Standards, Federal vs. State, below
- Criminal proceedings
 - Generally, § 1.6 et seq.
 - Bail hearing, § 1.6(e)
 - Conditional release, revocation of, § 1.6(g)
 - Deterrence/cost balancing
 - Herring* approach, § 1.6(i)
 - Hudson* approach, § 1.6(h)
 - Extradition hearing, § 1.6(d)
 - Grand jury subpoenas, §§ 1.6(a); 1.6(b)
 - Indictment, challenge of, § 1.6(c)
 - Preliminary hearing, § 1.6(d)
 - Prosecution, generally, § 1.10(c)
 - Revocation of conditional release, § 1.6(g)
 - Sentencing, § 1.6(f)
 - Subpoena, grand jury, §§ 1.6(a); 1.6(b)
- Deterrence/cost balancing
 - Herring* approach, § 1.6(i)
 - Hudson* approach, § 1.6(h)
- Matter of deterrence, § 1.2(b)

EXCLUSIONARY RULE—Cont’d

Disciplinary proceedings, § 1.10(d)

Expungement of arrest records

Generally, § 1.11 et seq.

Alternative remedies, § 1.11(c)

Balancing of interests, § 1.11(c)

Conflicting interests, § 1.11(b)

Constitutional basis, § 1.11(a)

Extradition

Hearing, § 1.6(d)

Jurisdiction, challenge to, § 1.9(c)

Foreign police, § 1.8(h)

Forfeiture proceedings, § 1.7(a)

Fourth Amendment, origins of, § 1.1(a)

Fruit of the Poisonous Tree, this index

Good faith

Bad faith. *Scott* “Bad Faith” Doctrine, below

Leon “Good Faith” Exception, below

“Substantial” or other than “good faith” violations, limiting exclusionary rule to, § 1.2(d)

Government encouragement, pre-search, § 1.8(c)

Government participation, § 1.8(b)

Grand jury

Subpoenas, §§ 1.6(a); 1.6(b)

Hearings

Bail hearing, § 1.6(e)

Extradition hearing, § 1.6(d)

Preliminary hearing, § 1.6(d)

Illegal arrest

Resistance to, § 1.13(a)

Within the jurisdiction, § 1.9(b)

Illegality in bringing the defendant into the jurisdiction, § 1.9(a)

Indictment, challenge of, § 1.6(c)

Injunctions

Generally, § 1.12 et seq.

Absence of adequate remedy at law, § 1.12(a)

Imminent harm, threat of, § 1.12(b)

Practical limitations on injunctive remedy, § 1.12(c)

Inspections and regulatory searches, § 10.6(h)

Institutional failures, limitation to, § 1.2(f)

“Judicial action” approach, § 1.8(g)

Jurisdiction, challenges to

Generally, § 1.9 et seq.

Extradition proceedings, § 1.9(c)

Illegal arrest within the jurisdiction, § 1.9(b)

Illegality in bringing the defendant into the jurisdiction, § 1.9(a)

Juvenile delinquency, § 1.7(b)

Legislative proceedings, § 1.7(g)

Leon “good faith” exception

Generally, § 1.3 et seq.

INDEX

EXCLUSIONARY RULE—Cont'd

Leon “good faith” exception—Cont'd

“Costs” and “benefits”, §§ 1.3(b) to 1.3(d)

Decision, § 1.3(a)

Good faith, generally, § 1.3(e) et seq.

Legislation, unconstitutional, § 1.3(h)

Overruled precedents, § 1.3(h)

Police regulations, unconstitutional, § 1.3(i)

Scope of in warrant cases, § 1.3(f)

Warrant cases, scope of in, § 1.3(f)

Without warrant cases, § 1.3(g)

Mapp decision, § 1.1(e)

Mistaken belief grounds to action lacking, § 1.4(c)

Nonprivate-nonpolice actors, applicability of exclusionary rule to, § 1.8(e)

Origins and purpose of

Generally, § 1.1 et seq.

Boyd case, § 1.1(b)

Fourth Amendment, origins of, § 1.1(a)

Mapp decision, § 1.1(e)

Purposes, § 1.1(f)

Weeks case, § 1.1(c)

Wolf case, § 1.1(d)

Preliminary hearing, § 1.6(d)

“Pretext” arrests and searches, §§ 1.4(e); 1.4(f)

Private litigation, § 1.7(h)

“Private” or nonpolice searches

Generally, § 1.8 et seq.

Burdeau rule, § 1.8(a)

Foreign police, § 1.8(h)

Government encouragement, pre-search, § 1.8(c)

Government participation, § 1.8(b)

International “silver platter”, § 1.8(h)

“Judicial action” approach, § 1.8(g)

Nonprivate-nonpolice actors, applicability of exclusionary rule to, § 1.8(e)

“Public function” approach, § 1.8(d)

“Ratified intent” approach, § 1.8(f)

Specific legislation, § 1.8(b)

“Public function” approach, § 1.8(d)

Purposes, § 1.1(f)

Quasi-criminal, civil, and administrative proceedings

Generally, § 1.7 et seq.

Administrative, § 1.7(f)

Child protection, § 1.7(e)

Civil tax, § 1.7(d)

Commitment and related proceedings, § 1.7(c)

Forfeiture, § 1.7(a)

Juvenile delinquency, § 1.7(b)

Legislative, § 1.7(g)

Private litigation, § 1.7(h)

“Ratified intent” approach, § 1.8(f)

EXCLUSIONARY RULE—Cont'd

Replacing the exclusionary rule, § 1.2(c)

Revocation of conditional release, § 1.6(g)

Scott “bad faith” doctrine

Generally, § 1.4 et seq.

Case, § 1.4(a)

Mistaken belief grounds to action lacking, § 1.4(c)

“Pretext” arrests and searches, §§ 1.4(e); 1.4(f)

Unexecuted intent to act unlawfully, § 1.4(b)

Whren case, §§ 1.4(e); 1.4(f)

Wrong legal theory relied upon, § 1.4(d)

Self-help

Generally, § 1.13 et seq.

Illegal arrest, resistance to, § 1.13(a)

Other forms of, § 1.13(b)

Sentencing, § 1.6(f)

“Serious cases”, limiting the exclusionary rule to other than, § 1.2(e)

“Silver platter”

International, § 1.8(h)

Remaining, § 1.5(c)

Specific legislation, § 1.8(b)

Standards, federal vs. state

Generally, § 1.5 et seq.

Administrative regulation violations, § 1.5(b)

“Silver platter”, remaining, § 1.5(c)

State constitutional violations, § 1.5(b)

Statutory violations, federal and state, § 1.5(b)

State constitutional violations, § 1.5(b)

Statutory violations, federal and state, § 1.5(b)

Subpoenas

Grand jury, §§ 1.6(a); 1.6(b)

“Substantial” or other than “good faith” violations, limitation to, § 1.2(d)

Takings clause litigation, § 1.10(e)

Torts, §§ 1.10(a); 1.10(b)

Unexecuted intent to act unlawfully, § 1.4(b)

Violations, constitutional vs. other. Standards, Federal vs. State, above

Weapons, § 9.6(f)

Weeks case, § 1.1(c)

Whren case, §§ 1.4(e); 1.4(f)

Wolf case, § 1.1(d)

Wrong legal theory relied upon, § 1.4(d)

EXCLUSIVE CONTROL

Consent searches, § 8.3(f)

EXECUTION

Search Warrants, this index

EXIGENT CIRCUMSTANCES

Containers and personal effects, searches and seizure of, § 5.5(c)

Evidence, destruction or removal of, §§ 6.5(b); 6.5(d)

INDEX

EXIGENT CIRCUMSTANCES—Cont'd

- Premises, basis for entry, § 6.1(f)
- Risk of death or bodily harm, exigent circumstances, § 6.5(d)
- Search and seizure, § 5.5(c)

EXPUNGEMENT OF ARREST RECORDS

- Generally, § 1.11 et seq.
- Alternative remedies, § 1.11(c)
- Balancing of interests, § 1.11(c)
- Conflicting interests, § 1.11(b)
- Constitutional basis, § 1.11(a)

EXTRADITION

- Hearing, exclusionary rule, § 1.6(d)
- Jurisdiction, challenge to, § 1.9(c)

EXTRAORDINARY FORCE

- Use of, search warrants, § 4.8(h)

FALSE-NAME AFFIDAVITS

- Search warrants, § 4.3(f)

FAMILY RELATIONSHIPS

- Generally, § 8.4 et seq.
- Children, consent to search by, § 8.4(c)
- Parents, consent to search by, § 8.4(b)
- Spouses, consent to search by, § 8.4(a)

FIRE SCENES, INSPECTIONS AT

- Generally, § 10.4 et seq.
- Arson, significance of focus on as cause, § 10.4(d)
- Grounds for inspection, § 10.4(b)
- Protected areas and interests, § 10.4(a)
- Warrant, need for, § 10.4(c)

FORCE, USE OF

- Arrest, §§ 5.1(d); 5.2(i)
- Extraordinary force, search warrants, § 4.8(h)
- Flight and the “force or submission” test, § 9.4(d)
- Force, show of, effect on voluntariness of consent, § 8.2(b)
- “Force or submission” test, flight and, § 9.4(d)
- Manner of entry, search warrants, § 4.8(b)
- Persons, searches of, § 5.2(i)
- Stop and frisk, § 9.2(d)

FORFEITURE OR LEVY

- Seizure of vehicle subject to, § 7.3(b)

FORFEITURE PROCEEDINGS

- Exclusionary rule, § 1.7(a)

FOURTH AMENDMENT

- See also Protected Areas and Interests
- Extraterritorial application, § 1.8(h)
- History as source of meaning, § 1.1(a)

FOURTH AMENDMENT—Cont'd

- Incorporation into Fourteenth, § 1.5(a)
- Origins, § 1.1(a)
- Prospective application of rulings on, § 11.5
- Remedies for violation
 - Challenge of jurisdiction, § 1.9
 - Civil suit, §§ 1.10(a); 1.10(b)
 - Criminal prosecution, § 1.10(c)
 - Disciplinary proceedings, § 1.10(d)
 - Exclusion of evidence, §§ 0167 1.1 to 1.8
 - Expungement of arrest records, § 1.11
 - Injunction, § 1.12
 - Self-help, § 1.13

FRISKS

- Stop and Frisk, this index

FRUIT OF THE POISONOUS TREE

- Generally, § 11.4 et seq.
- Arrest, fruits of illegal
 - Generally, § 11.4(b) et seq.
 - Confessions, § 11.4(b)
 - Identification of person as fruit of prior illegal arrest, § 11.4(g)
 - Prior illegal arrest
 - Identification of person, § 11.4(g)
 - Search, § 11.4(d)
 - Prior illegal search, arrest as fruit of, § 11.4(e)
 - Search as fruit of prior illegal arrest or detention, § 11.4(d)
- “Attenuated connection”, § 11.4(a)
- “But for”, § 11.4(a)
- Confessions, §§ 11.4(b); 11.4(c)
- Crime committed in response to illegal arrest or search, § 11.4(j)
- Identification of person as fruit of prior illegal arrest, § 11.4(g)
- Identification of property as fruit of prior illegal search, § 11.4(h)
- “Independent source”, § 11.4(a)
- “Inevitable discovery”, § 11.4(a)
- Prior illegal arrest or detention, search as fruit of, § 11.4(d)
- Prior illegal search, §§ 11.4(e); 11.4(f); 11.4(h)
- Search, fruits of illegal
 - Generally, § 11.4(c) et seq.
 - Arrest, prior illegal search, § 11.4(e)
 - Arrest as fruit of prior illegal search, § 11.4(e)
 - Confessions, § 11.4(c)
 - Identification of property as fruit of prior illegal search, § 11.4(h)
 - Prior illegal arrest or detention, search as fruit of, § 11.4(d)
 - Prior illegal search, §§ 11.4(e); 11.4(f); 11.4(h)
 - Search as fruit of prior illegal search, § 11.4(f)
- Taint, extent of, § 11.4(a)
- Testimony of witness, § 11.4(i)

INDEX

GARBAGE

Protected areas and interests, § 2.6(c)

GOOD FAITH

“Substantial” or other than “good faith” violations, limiting exclusionary rule to, § 1.2(d)

Vehicles, searches of, § 7.5(d)

GOVERNMENT BENEFITS AND SERVICES

Generally, § 10.3 et seq.

Drug testing of government employees, § 10.3(e)

Employer inspections of government workplaces, § 10.3(d)

Government employees, drug testing of, § 10.3(e)

Government personnel, other seizures directed at, § 10.3(f)

Government workplaces, employer inspections of, § 10.3(d)

Mail, inspections of, § 10.3(b)

Welfare and other benefits, § 10.3(a)

GRAND JURY SUBPOENAS

Detentions to obtain evidence, § 9.8(a)

Exclusionary rule, § 1.6(a)

GUESTS

Consent to search by, § 8.5(e)

HEARINGS

Bail hearing, § 1.6(e)

Exclusionary rule, generally, §§ 1.6(d); 1.6(e)

Extradition hearing, § 1.6(d)

Preliminary hearing, § 1.6(d)

Suppress, motion to, § 11.2(d)

HIJACKING

Inspections and regulatory searches, § 10.6(a)

HOT PURSUIT EXCEPTION

Generally, § 6.1(d)

HOUSING, INSPECTIONS AND REGULATORY SEARCHES

Generally, § 10.1 et seq.

Advance notice, § 10.1(g)

Balancing need against the invasion, § 10.1(b)

Camara case, § 10.1(a)

Complaint, inspection upon, § 10.1(h)

Consent, § 10.1(f)

Emergency, § 10.1(f)

Exceptions to the warrant requirement, § 10.1(f)

Execution of the warrant, § 10.1(e)

Ex parte determination, § 10.1(d)

Frank case, § 10.1(a)

Inspection upon complaint, § 10.1(h)

Notice, advance, § 10.1(g)

Search warrants, § 10.1(c)

IMMEDIATE CONTROL TEST

Generally, § 6.3(c)

IMMEDIATELY APPARENT REQUIREMENT

Searches and seizures, generally, § 6.7(b)

Vehicles, § 7.5(b)

IMPLIED CONSENT

Airport searches, § 10.6(g)

Businesses, § 10.2(c)

Consent searches, § 8.2(l)

Students, § 10.11(f)

IMPOUNDMENT

Alternative to warrantless entry, § 6.5(c)

Illegally parked vehicle, § 7.3(d)

Inventory of impounded vehicle, § 7.4(a)

Plain view, subterfuge, and related matters, § 7.5(e)

Safekeeping, impoundment for, § 7.3(c)

Safekeeping, impoundment of vehicle for, § 7.3(c)

Unsafe vehicle, § 7.3(e)

Vehicles, generally, §§ 7.3(c) to 7.3(e); 7.5(e)

INADVERTENT DISCOVERY

Search and seizure, generally, § 6.7(c)

Vehicles, § 7.5(d)

INDICTMENT

Exclusionary rule, § 1.6(c)

INEVITABLE DISCOVERY

Fruit of the poisonous tree, § 11.4(a)

INFORMANTS

Generally, § 3.3 et seq.

Admissions against interest, § 3.3(c)

Basis of knowledge, disclosure of, § 3.3(d)

Disclosure of basis of knowledge, § 3.3(d)

Information from, stop and frisk, § 9.5(i)

Informer's privilege and police credibility, § 3.3(g)

Knowledge, disclosure of basis of, § 3.3(d)

Partial corroboration, § 3.3(f)

Past performance by informant, § 3.3(b)

Police credibility, informer's privilege and, § 3.3(g)

Self-verifying detail, § 3.3(e)

INJUNCTIONS

Generally, § 1.12 et seq.

Absence of adequate remedy at law, § 1.12(a)

Imminent harm, threat of, § 1.12(b)

Practical limitations on injunctive remedy, § 1.12(c)

INMATES

Prisoners, this index

INDEX

INSPECTIONS AND REGULATORY SEARCHES

Generally, § 10.1 et seq.

“Act of grace” theory, § 10.10(b)

Administrative search approach, airport searches, § 10.6(c)

“Administrative search”—balancing theory, § 10.10(c)

Advance notice, § 10.1(g)

Airport searches

Generally, § 10.6 et seq.

Administrative search approach, scrutiny of all passengers and, § 10.6(c)

Carry-on items, inspection of, § 10.6(e)

Consent, § 10.6(g)

Exclusionary rule, § 10.6(h)

Hijacker/terrorist detection system, § 10.6(a)

Implied consent, § 10.6(g)

Magnetometer and other screening of the person, § 10.6(d)

Passengers, scrutiny of, administrative search approach, § 10.6(c)

Profiling, selectivity and the *Terry* approach, § 10.6(b)

Special circumstances, remaining utility of *Terry* approach in, § 10.6(f)

Subterfuge, § 10.6(h)

Terrorist/hijacker detection system, § 10.6(a)

Terry approach

Profiling, selectivity and the, § 10.6(b)

Remaining utility of in special circumstances, § 10.6(f)

Area blockade in emergency, § 10.7(d)

Area entry searches

Generally, § 10.7 et seq.

Area blockade in emergency, § 10.7(d)

Courthouses, § 10.7(a)

Emergency, area blockade in, § 10.7(d)

Jails and prisons, § 10.7(b)

Military installations, § 10.7(c)

Prisons, jails and, § 10.7(b)

Public-use facilities, § 10.7(a)

Arson, significance of focus on as cause, § 10.4(d)

Balancing test

College searches, § 10.11(d)

Drug testing, public school, § 10.11(c)

Physical searches, public school, § 10.11(b)

Body, intrusions into the, border searches, § 10.5(e)

Border searches

Generally, § 10.5 et seq.

Body, intrusions into the, § 10.5(e)

Detention, extended, § 10.5(b)

Entry, routine searches upon, § 10.5(a)

Extended detention, § 10.5(b)

Inanimate objects, nonroutine searches of, § 10.5(f)

Intermediate searches, § 10.5(d)

International mail, inspections of incoming, § 10.5(j)

Intrusions into the body, § 10.5(e)

Nonroutine searches of inanimate objects, § 10.5(f)

INSPECTIONS AND REGULATORY SEARCHES—Cont'd

Border searches—Cont'd

Post-entry searches of persons or things known to have recently entered the country, § 10.5(g)

Routine searches upon entry, § 10.5(a)

Roving patrols in the interior, § 10.5(i)

Sea, stops and searches at, § 10.5(l)

Searches near border of persons or thing not known to have crossed the border, § 10.5(h)

Strip searches, § 10.5(c)

Businesses

Generally, § 10.2 et seq.

“Carefully limited in time, place and scope”, § 10.2(f)

Conditional privilege, § 10.2(c)

Consent to inspection, § 10.2(b)

Davis case, § 10.2(a)

Drug testing of employees, § 10.2(g)

Employees, drug testing of, § 10.2(g)

Grounds for inspection, § 10.2(d)

Implied consent, § 10.2(c)

Patel case, § 10.2(a)

Restructured analysis, toward a, § 10.2(h)

Warrantless inspection, need for, § 10.2(e)

Camara case, § 10.1(a)

“Carefully limited in time, place and scope”, § 10.2(f)

Cargo, weighing and inspections of, § 10.8(c)

Carry-on items, inspection of, § 10.6(e)

College searches, § 10.11(d)

Complaint, inspection upon, § 10.1(h)

Conditional privilege, § 10.2(c)

Consent

Airport searches, § 10.6(g)

Businesses, § 10.2(b)

Housing, § 10.1(f)

Implied Consent, below

Students, § 10.11(f)

“Constructive custody” theory, § 10.10(a)

Courthouses, § 10.7(a)

Davis case, § 10.2(a)

Detention, extended, border searches, § 10.5(b)

Driver’s license checks, § 10.8(a)

Drug testing

Employees, § 10.2(g)

Government employees, § 10.3(e)

Students, public school, § 10.11(c)

Emergency, § 10.1(f)

Emergency, area blockade in, § 10.7(d)

Employees, drug testing of, § 10.2(g)

Employer inspections of government workplaces, § 10.3(d)

Entry, routine searches upon, border searches, § 10.5(a)

INDEX

INSPECTIONS AND REGULATORY SEARCHES—Cont'd

- Exceptions to the warrant requirement, § 10.1(f)
- Exclusionary rule, § 10.6(h)
- Execution of the warrant, § 10.1(e)
- Ex parte determination, § 10.1(d)
- Extended detention, border searches, § 10.5(b)
- Fire scenes, inspections at
 - Generally, § 10.4 et seq.
 - Arson, significance of focus on as cause, § 10.4(d)
 - Grounds for inspection, § 10.4(b)
 - Protected areas and interests, § 10.4(a)
 - Warrant, need for, § 10.4(c)
- Frank* case, § 10.1(a)
- Game violation inspections, § 10.8(e)
- Government benefits and services
 - Generally, § 10.3 et seq.
 - Drug testing of government employees, § 10.3(e)
 - Employer inspections of government workplaces, § 10.3(d)
 - Government employees, drug testing of, § 10.3(e)
 - Government personnel, other seizures directed at, § 10.3(f)
 - Government workplaces, employer inspections of, § 10.3(d)
 - Mail, inspections of, § 10.3(b)
 - Military preparedness inspections, § 10.3(c)
 - Welfare and other benefits, § 10.3(a)
- Government employees, drug testing of, § 10.3(e)
- Government personnel, other seizures directed at, § 10.3(f)
- Government workplaces, employer inspections of, § 10.3(d)
- Grounds for inspection
 - Businesses, § 10.2(d)
 - Fire scenes, § 10.4(b)
- Hijacker/terrorist detection system, § 10.6(a)
- Housing
 - Generally, § 10.1 et seq.
 - Advance notice, § 10.1(g)
 - Balancing need against the invasion, § 10.1(b)
 - Camara* case, § 10.1(a)
 - Complaint, inspection upon, § 10.1(h)
 - Consent, § 10.1(f)
 - Emergency, § 10.1(f)
 - Exceptions to the warrant requirement, § 10.1(f)
 - Execution of the warrant, § 10.1(e)
 - Ex parte determination, § 10.1(d)
 - Frank* case, § 10.1(a)
 - Inspection upon complaint, § 10.1(h)
 - Notice, advance, § 10.1(g)
 - Search warrants, § 10.1(c)
 - See* case, § 10.1(a)
- Implied consent
 - Airport searches, § 10.6(g)
 - Businesses, § 10.2(c)

INSPECTIONS AND REGULATORY SEARCHES—Cont'd

- Implied consent—Cont'd
 - Students, § **10.11(f)**
- Inanimate objects, nonroutine searches of, border searches, § **10.5(f)**
- In loco parentis, § **10.11(a)**
- Inmates. Prisoners, below
- Inspection upon complaint, § **10.1(h)**
- Intermediate searches, border searches, § **10.5(d)**
- International mail, inspections of incoming, § **10.5(j)**
- Intrusions into the body, border searches, § **10.5(e)**
- Jails and prisons, § **10.7(b)**
- Magnetometer and other screening of the person, § **10.6(d)**
- Mail
 - Government benefits and services, § **10.3(b)**
 - International mail, § **10.5(j)**
 - Prisoners, § **10.9(c)**
- Mail, inspections of, § **10.3(b)**
- Military installations, § **10.7(c)**
- Military preparedness inspections, § **10.3(c)**
- Notice, advance, § **10.1(g)**
- Parolees and probationers
 - Generally, § **10.10 et seq.**
 - “Act of grace” theory, § **10.10(b)**
 - “Administrative search”—balancing theory, § **10.10(c)**
 - “Constructive custody” theory, § **10.10(a)**
 - Police involvement, purpose of, § **10.10(e)**
 - Presentence search of prospective probationer, § **10.10(f)**
 - Surveillance techniques, permissible, § **10.10(d)**
 - “Waiver” theory, § **10.10(b)**
- Passengers, scrutiny of, administrative search approach, § **10.6(c)**
- Patel* case, § **10.2(a)**
- Physical searches, § **10.11(b)**
- Presentence search of prospective probationer, § **10.10(f)**
- Prisoners
 - Generally, § **10.9 et seq.**
 - Cells and effects, § **10.9(a)**
 - Eavesdropping, § **10.9(d)**
 - Mail, examination of, § **10.9(c)**
 - Person, § **10.9(b)**
- Prisons, jails and, § **10.7(b)**
- Probationers. Parolees and Probationers, above
- Profiling, airport searches, § **10.6(b)**
- Protected areas and interests, fire scenes, § **10.4(a)**
- Public schools, §§ **10.11(b); 10.11(c)**
- Public-use facilities, § **10.7(a)**
- Registration checks, vehicles, § **10.8(a)**
- Safety inspections of vehicle equipment, § **10.8(b)**
- Sea, stops and searches at, § **10.5(l)**
- Search warrants, § **10.1(c)**
- See* case, § **10.1(a)**

INDEX

INSPECTIONS AND REGULATORY SEARCHES—Cont'd

- Sobriety checkpoints, § 10.8(d)
- Special circumstances, airport searches, § 10.6(f)
- Strip searches, border searches, § 10.5(c)
- Students
 - Generally, § 10.11 et seq.
 - Balancing test, §§ 10.11(b) to 10.11(d)
 - College searches, § 10.11(d)
 - Consent, § 10.11(f)
 - Drug testing, § 10.11(c)
 - Implied consent, § 10.11(f)
 - In loco parentis, § 10.11(a)
 - Physical searches, § 10.11(b)
 - Public schools, §§ 10.11(b); 10.11(c)
 - Warrant, need for, § 10.11(e)
- Subterfuge, § 10.6(h)
- Surveillance techniques, permissible, § 10.10(d)
- Terrorist/hijacker detection system, § 10.6(a)
- Terry* approach
 - Profiling, selectivity and the, § 10.6(b)
 - Remaining utility of in special circumstances, § 10.6(f)
- Vehicle use regulation
 - Generally, § 10.8 et seq.
 - Cargo, weighing and inspections of, § 10.8(c)
 - Driver's license checks, § 10.8(a)
 - Game violation inspections, § 10.8(e)
 - Safety inspections of vehicle equipment, § 10.8(b)
 - Sobriety checkpoints, § 10.8(d)
 - Vehicle registration checks, § 10.8(a)
 - Vessels, safety and documentation inspections of, § 10.8(f)
- Vessels, safety and documentation inspections of, § 10.8(f)
- "Waiver" theory, § 10.10(b)
- Warrant, students, searches directed at, § 10.11(e)
- Warrantless inspection, need for, § 10.2(e)
- Warrants
 - Exceptions to the warrant requirement, § 10.1(f)
 - Execution of the warrant, § 10.1(e)
 - Fire scenes, inspections at, need for, § 10.4(c)
 - Search warrants, § 10.1(c)
- Welfare and other benefits, § 10.3(a)

INVENTORY SEARCHES

- Containers and other personal effects, § 5.5(b)
- Impounded vehicle, inventory of, § 7.4(a)
- Vehicles, § 7.5(e)

JURISDICTION, CHALLENGES TO

- Generally, § 1.9 et seq.
- Extradition proceedings, § 1.9(c)
- Illegal arrest within the jurisdiction, § 1.9(b)
- Illegality in bringing the defendant into the jurisdiction, § 1.9(a)

JUVENILE DELINQUENCY

Exclusionary rule, § 1.7(b)

LANDLORDS OR LESSEES

Consent to search by, § 8.5(b)

MAIL, INSPECTIONS AND REGULATORY SEARCHES OF

Government benefits and services, § 10.3(b)

International mail, § 10.5(j)

Prisoners, § 10.9(c)

MEDICAL RECORDS

Examination of, § 2.7(d)

MILITARY

Area entry searches, § 10.7(c)

Preparedness inspections, § 10.3(b)

MIRANDA WARNINGS

Consent searches, § 8.2(j)

MOTOR VEHICLES

Vehicles, this index

NEUTRAL AND DETACHED MAGISTRATE

Generally, § 4.2 et seq.

Conduct of magistrate relating to issuance, § 4.2(d)

Court clerks, § 4.2(c)

Fee system, § 4.2(b)

Issuance, conduct of magistrate relating to, § 4.2(d)

Law enforcement personnel, § 4.2(a)

Limits imposed by statute or court rule, § 4.2(f)

Nonlawyers, § 4.2(c)

Partiality, indicia of, § 4.2(b)

Prior refusal to issue, § 4.2(e)

Refusal to issue, prior, § 4.2(e)

NO-KNOCK WARRANTS

Generally, § 4.8(g)

Entry and search of premises, § 6.2(f)

NOTICE

Arrest, entry without notice to

Generally, § 6.2 et seq.

Emergency exceptions, § 6.2(d)

Manner of entry, § 6.2(b)

No-knock warrants, § 6.2(f)

Notice requirement, compliance with, § 6.2(c)

Notice requirement, sources and purposes of, § 6.2(a)

“Useless gesture” exception, § 6.2(e)

Entry without notice or by force, § 4.8 et seq.

Exceptions

Generally, §§ 4.8(d) to 4.8(f)

Danger-to-person exception, § 4.8(e)

INDEX

NOTICE—Cont'd

Exceptions—Cont'd

Destruction-of-evidence exception, § 4.8(d)

“Useless gesture” exception, § 4.8(f)

Inspections and regulatory searches, advance notice of, § 10.1(g)

Search warrants

Danger-to-person exception, § 4.8(e)

Destruction-of-evidence exception, § 4.8(d)

Exceptions

Generally, §§ 4.8(d) to 4.8(f)

Danger-to-person exception, § 4.8(e)

Destruction-of-evidence exception, § 4.8(d)

“Useless gesture” exception, § 4.8(f)

Notice requirement

Compliance with, § 4.8(c)

Extraordinary force, use of, § 4.8(h)

Manner of entry, § 4.8(b)

No-knock search warrants, § 4.8(g)

Sources and purpose of, § 4.8(a)

Seizure, notice of, § 4.12(b)

OATH OR AFFIRMATION

Generally, § 4.3 et seq.

Affidavits, false-name, § 4.3(f)

False-name affidavits, § 4.3(f)

Information not presented to the magistrate, § 4.3(a)

Multiple documents, § 4.3(d)

Oral search warrants, § 4.3(c)

Oral statements to the magistrate, § 4.3(b)

Sealing documents, § 4.3(g)

Swearing, requirement of, § 4.3(e)

OBSCENE MATERIALS

Seizure of, § 6.7(e)

Warrants for, § 4.1(d)

OPEN FIELDS

Generally, § 2.4(a)

PARENTS

Consent to search by, § 8.4(b)

PAROLEES AND PROBATIONERS

Generally, § 10.10 et seq.

“Act of grace” theory, § 10.10(b)

“Administrative search”—balancing theory, § 10.10(c)

“Constructive custody” theory, § 10.10(a)

Police involvement, purpose of, § 10.10(e)

Presentence search of prospective probationer, § 10.10(f)

Surveillance techniques, permissible, § 10.10(d)

“Waiver” theory, § 10.10(b)

PARTICULARITY REQUIREMENT

Search Warrants, this index

PAT-DOWN SEARCHES

Weapons, this index

PERSONS AND EFFECTS

See also Arrest, this index

Generally, § 2.6 et seq.

Abandoned effects, generally, § 2.6(b)

Body, inspections of and intrusions into the, § 5.3(c)

Computer data, § 2.6(f)

Containers and personal effects

Generally, § 5.5 et seq.

Containers permitting view or inference of contents, § 5.5(f)

“Controlled delivery”, search following, § 5.5(e)

Evidence, search for purposes other than obtaining, § 5.5(d)

Exigent circumstances, § 5.5(c)

Inventory, § 5.5(b)

Search incident to arrest, § 5.5(a)

“Controlled delivery”, search following, § 5.5(e)

“Custodial arrest”

Limiting searches by limiting, § 5.2(g)

Search without, § 5.2(h)

Evidence, searches for

Prior to arrest, § 5.4(a)

Purposes other than finding, search for, § 5.4(c)

Without arrest, § 5.4(b)

Exclusionary rule, broadening of, § 5.2(f)

Exigent circumstances, § 5.5(c)

Force, use of, § 5.2(i)

Garbage, § 2.6(c)

“General authority” to search incident to arrest, § 5.2(b)

Gustafson case, § 5.2(a)

Inspections of and intrusions into the body, § 5.3(c)

Inventory, § 5.5(b)

“Mere evidence”, effects that are, § 2.6(d)

Minor offenses, § 5.2(e)

Papers, private, § 2.6(e)

Particularity requirement. Search Warrants, this index

Permissible seizure, § 5.2(j)

Personal characteristics, § 2.6(a)

Persons, searches of, generally, § 5.2 et seq.

Pretext problem, § 5.2(e)

Private papers, § 2.6(e)

Robinson case, § 5.2(a)

Search Incident to Arrest, this index

Use of force, § 5.2(i)

Weapons, search for, § 5.2(d)

INDEX

PICTURES AND PHOTOGRAPHS

- Films, particular description of, search warrant, § 4.6(e)
- Photo enlargement, § 2.2(c)

PLACES

- Premises and Places, this index

PLAIN VIEW

- Generally, § 2.2(a)
- Delayed or renewed examination of object in police custody, § 7.5(c)
- Detention, § 7.5(e)
- Good faith, § 7.5(d)
- “Immediately apparent” requirement, § 7.5(b)
- “Inadvertent discovery” limitation, § 7.5(d)
- Inventory, § 7.5(e)
- “Plain view” doctrine, § 7.5(a)
- Police custody, delayed or renewed examination of object in, § 7.5(c)
- Pretext arrest, § 7.5(e)
- Vehicles, generally, § 7.5 et seq.

PREMISES AND PLACES

- Generally, § 2.3 et seq.
- Abandoned premises, § 2.3(a)
- Adjoining lands, §§ 2.3(f); 2.3(g)
- Businesses, § 2.4(b)
- Commercial premises, § 2.4(b)
- Detention facilities, § 2.4(d)
- Entry of residence, § 2.3(b)
- Fitting rooms, § 2.4(c)
- Listening at the residence, § 2.3(c)
- Looking into residence, § 2.3(c)
- Non-residential premises and places, generally, § 2.4 et seq.
- “Open fields”, § 2.4(a)
- Particularity requirement. Search Warrants, this index
- Post-arrest search and exploration of
 - Generally, § 6.4 et seq.
 - Post-arrest movements by the arrestee, § 6.4(a)
 - “Potential accomplices”, search for, § 6.4(b)
 - “Protective sweep”, § 6.4(c)
 - “Potential accomplices”, search for, § 6.4(b)
 - “Protective sweep”, § 6.4(c)
- Public places, private areas in, § 2.4(c)
- Related structures, §§ 2.3(d); 2.3(e)
- Residential premises
 - Generally, § 2.3 et seq.
 - Abandoned premises, § 2.3(a)
 - Adjoining lands
 - Entry of, § 2.3(f)
 - Listening at, § 2.3(g)
 - Looking into, § 2.3(g)
 - Entry of residence, § 2.3(b)

PREMISES AND PLACES—Cont'd

- Residential premises—Cont'd
 - Listening at the residence, § 2.3(c)
 - Looking into residence, § 2.3(c)
 - Related structures
 - Entry of, § 2.3(d)
 - Listening at, § 2.3(e)
 - Looking into, § 2.3(e)
- Restrooms, § 2.4(c)
- Vehicles, searches of persons within, § 7.2(e)

PRETEXT ARRESTS AND SEARCHES

- Arrests, §§ 1.4(e); 1.4(f)
- Searches, § 5.2(e)
- Vehicles, § 7.5(e)

PRISONERS

- Generally, § 10.9 et seq.
- Cells and effects, § 10.9(a)
- Eavesdropping, § 10.9(d)
- Jails and prisons, area entry searches, § 10.7(b)
- Mail, examination of, § 10.9(c)
- Person, § 10.9(b)

PROBABLE CAUSE

- Generally, § 3.1 et seq.
- Admissions against interest, informants, § 3.3(c)
- Area, nature of the, § 3.6(g)
- Arrest vs. search, § 3.1(b)
- Association with another person or with a place, § 3.6(c)
- Conclusory assertions, police investigations and, § 3.2(e)
- Degree of probability, § 3.2(e)
- Determination, when and how, § 3.1(d)
- Directive or request
 - No underlying facts, § 3.5(b)
 - Other police have probable cause, § 3.5(c)
- Disclosure of basis of knowledge, informants, § 3.3(d)
- Experience and expertise of the officer, § 3.2(c)
- First hand information
 - Generally, § 3.6 et seq.
 - Area, nature of the, § 3.6(g)
 - Association with another person or with a place, § 3.6(c)
 - Flight, § 3.6(e)
 - Furtive gestures, § 3.6(d)
 - Illegal substance, possible possession of, § 3.6(b)
 - Nature of the area, § 3.6(g)
 - Questioning, response to, § 3.6(f)
 - Response to questioning, § 3.6(f)
 - Stolen property, possible possession of, § 3.6(a)
- Fixed or variable test, § 3.2(a)
- Flight, § 3.6(e)

INDEX

PROBABLE CAUSE—Cont'd

- Furtive gestures, § 3.6(d)
- Illegal substance, possible possession of, § 3.6(b)
- Informants, information from
 - Generally, § 3.3 et seq.
 - Admissions against interest, § 3.3(c)
 - Basis of knowledge, disclosure of, § 3.3(d)
 - Disclosure of basis of knowledge, § 3.3(d)
 - Informer's privilege and police credibility, § 3.3(g)
 - Knowledge, disclosure of basis of, § 3.3(d)
 - Partial corroboration, § 3.3(f)
 - Past performance by informant, § 3.3(b)
 - Police credibility, informer's privilege and, § 3.3(g)
 - Self-verifying detail, § 3.3(e)
- Information from or held by other police, § 3.5 et seq.
- Information to be considered, § 3.2(d)
- Informer's privilege and police credibility, § 3.3(g)
- Knowledge, basis of
 - Informants, disclosure of, § 3.3(d)
 - Victims, § 3.4(b)
 - Witnesses, § 3.4(b)
- Nature of
 - Generally, § 3.2 et seq.
 - Degree of probability, § 3.2(e)
 - Experience and expertise of the officer, § 3.2(c)
 - Fixed or variable test, § 3.2(a)
 - Information to be considered, § 3.2(d)
 - Probability, degree of, § 3.2(e)
 - Subjective or objective test, § 3.2(b)
 - Test, subjective or objective, § 3.2(b)
- Nature of the area, § 3.6(g)
- Nexus between crime, objects and places, § 3.7(d)
- Partial corroboration, informants, § 3.3(f)
- Past performance by informant, § 3.3(b)
- Permissible seizures, §§ 4.11(c); 6.7(a)
- Police credibility, informer's privilege and, § 3.3(g)
- Police investigations, § 3.2(e)
- Police officer as reliable source, § 3.5(a)
- Police records, § 3.2(d)
- Probability, degree of, § 3.2(e)
- Prospective events, information as to, § 3.7(c)
- Questioning, response to, § 3.6(f)
- Response to questioning, § 3.6(f)
- Search, arrest vs., § 3.1(b)
- Self-verifying detail, informants, § 3.3(e)
- Special problems
 - Generally, § 3.7 et seq.
 - Nexus between crime, objects and places, § 3.7(d)
 - Prospective events, information as to, § 3.7(c)
 - Stale information, § 3.7(a)

PROBABLE CAUSE—Cont'd

- Special problems—Cont'd
 - Time of information unknown or uncertain, § 3.7(b)
- Stale information, § 3.7(a)
- Stolen property, possible possession of, § 3.6(a)
- Stop and frisk, § 9.1(d)
- Subjective or objective test, § 3.2(b)
- Sufficiency of information supplied, victims or witnesses, § 3.4(c)
- Test, subjective or objective, § 3.2(b)
- Time of information unknown or uncertain, § 3.7(b)
- Underlying facts, directive or request without, § 3.5(b)
- Vehicles, searches and seizure of, particularity, § 7.2(c)
- Veracity of victims or witnesses, § 3.4(a)
- Victims or witnesses, information from
 - Generally, § 3.4 et seq.
 - Basis of knowledge, § 3.4(b)
 - Knowledge, basis of, § 3.4(b)
 - Sufficiency of information supplied, § 3.4(c)
 - Veracity of, § 3.4(a)
- Warrant, significance of, § 3.1(c)

PROBATIONERS

- Parolees and Probationers, this index

PROFILING

- Airport searches, § 10.6(b)

PROTECTED AREAS AND INTERESTS

- Generally, § 2.1 et seq.
- Abandoned effects, generally, § 2.6(b)
- Abandoned vehicles, § 2.5(a)
- “Actual (subjective) expectation of privacy”, § 2.1(c)
- Binoculars, § 2.2(c)
- Businesses, § 2.4(b)
- Business records, examination of, § 2.7(c)
- Canines, § 2.2(g)
- Commercial premises, § 2.4(b)
- Computer data, § 2.6(f)
- Containers and personal effects
 - Generally, § 5.5 et seq.
 - Containers permitting view or inference of contents, § 5.5(f)
 - “Controlled delivery”, search following, § 5.5(e)
 - Evidence, search for purposes other than obtaining, § 5.5(d)
 - Exigent circumstances, § 5.5(c)
 - Inventory, § 5.5(b)
 - Search incident to arrest, § 5.5(a)
- Data aggregation and mining, § 2.7(e)
- Detention facilities, § 2.4(d)
- “Electronic canine”, § 2.2(h)
- Electronic surveillance, § 2.2(f)
- Electronic tracking devices, § 2.7(f)

INDEX

PROTECTED AREAS AND INTERESTS—Cont'd

- Exterior of vehicle, examination of, § 2.5(b)
- Financial records, examination of, § 2.7(c)
- Fire scenes, inspections at, § 10.4(a)
- Fitting rooms, § 2.4(c)
- Flashlight or other means of illumination, § 2.2(b)
- Garbage, § 2.6(c)
- Hearing, sense of, § 2.2(a)
- Katz* expectation of privacy test
 - Generally, § 2.1 et seq.
 - “Actual (subjective) expectation of privacy”, § 2.1(c)
 - Case, § 2.1(b)
 - Reasonable expectation of privacy, § 2.1(d)
 - “Search” defined, § 2.1(a)
 - “Seizure” defined, § 2.1(a)
 - Trespass as an alternate theory, § 2.1(e)
- Magnetometer, § 2.2(d)
- Mail covers, § 2.7(a)
- Medical records, examination of, § 2.7(d)
- “Mere evidence”, effects that are, § 2.6(d)
- Movements. Surveillance of Relationships and Movements, below
- Non-residential premises and places, generally, § 2.4 et seq.
- Ongoing surveillance of public movements and relationships, § 2.7(g)
- “Open fields”, § 2.4(a)
- Papers, private, § 2.6(e)
- Pen registers, § 2.7(b)
- Personal characteristics, § 2.6(a)
- Personal effects. Containers and Personal Effects, above
- Persons and effects
 - Generally, § 2.6 et seq.
 - Abandoned effects, generally, § 2.6(b)
 - Computer data, § 2.6(f)
 - Garbage, § 2.6(c)
 - “Mere evidence”, effects that are, § 2.6(d)
 - Papers, private, § 2.6(e)
 - Personal characteristics, § 2.6(a)
 - Private papers, § 2.6(e)
- Photo enlargement, § 2.2(c)
- Physical intrusion, determination of contents of vehicle without, § 2.5(c)
- Plain view, § 2.2(a)
- Premises and places
 - Generally, § 2.3 et seq.
 - Businesses, § 2.4(b)
 - Commercial premises, § 2.4(b)
 - Detention facilities, § 2.4(d)
 - Fitting rooms, § 2.4(c)
 - Non-residential premises and places, generally, § 2.4 et seq.
 - “Open fields”, § 2.4(a)
 - Public places, private areas in, § 2.4(c)

PROTECTED AREAS AND INTERESTS—Cont'd

Premises and places—Cont'd

Residential premises

Generally, § 2.3 et seq.

Abandoned premises, § 2.3(a)

Adjoining lands

entry of, § 2.3(f)

listening at, § 2.3(g)

looking into, § 2.3(g)

Entry of residence, § 2.3(b)

Listening at the residence, § 2.3(c)

Looking into residence, § 2.3(c)

Related structures

entry of, § 2.3(d)

listening at, § 2.3(e)

looking into, § 2.3(e)

Restrooms, § 2.4(c)

Private papers, § 2.6(e)

Public movements and relationships, ongoing surveillance of, § 2.7(g)

Public places, private areas in, § 2.4(c)

Reasonable expectation of privacy, § 2.1(d)

Relationships. Surveillance of Relationships and Movements, below

Residential premises

Generally, § 2.3 et seq.

Abandoned premises, § 2.3(a)

Adjoining lands

Entry of, § 2.3(f)

Listening at, § 2.3(g)

Looking into, § 2.3(g)

Entry of, § 2.3(b)

Listening at the premises, § 2.3(c)

Looking into residence, § 2.3(c)

Related structures

Entry of, § 2.3(d)

Listening at, § 2.3(e)

Looking into, § 2.3(e)

Restrooms, § 2.4(c)

“Search” defined, § 2.1(a)

“Seizure” defined, § 2.1(a)

Senses and sensory aids

Generally, § 2.2 et seq.

Binoculars, § 2.2(c)

Canines, § 2.2(g)

“Electronic canine”, § 2.2(h)

Electronic surveillance, § 2.2(f)

Flashlight or other means of illumination, § 2.2(b)

Hearing, § 2.2(a)

Magnetometer, § 2.2(d)

Photo enlargement, § 2.2(c)

Plain view, § 2.2(a)

INDEX

PROTECTED AREAS AND INTERESTS—Cont'd

Senses and sensory aids—Cont'd

Sensory aids, generally, §§ 2.2(d); 2.2(e)

Smell, § 2.2(a)

Telescope, § 2.2(c)

Thermal imaging, § 2.2(e)

Touch, § 2.2(a)

Weapons detector, § 2.2(d)

X-ray, § 2.2(d)

Sensory aids. Senses and Sensory Aids, above, § 2.2(e)

Smell, sense of, § 2.2(a)

Surveillance of relationships and movements

Generally, § 2.7 et seq.

Business records, examination of, § 2.7(c)

Data aggregation and mining, § 2.7(e)

Electronic tracking devices, § 2.7(f)

Financial records, examination of, § 2.7(c)

Mail covers, § 2.7(a)

Medical records, examination of, § 2.7(d)

Ongoing surveillance of public movements and relationships, § 2.7(g)

Pen registers, § 2.7(b)

Public movements and relationships, ongoing surveillance of, § 2.7(g)

Tracking devices, electronic, § 2.7(f)

Telescope, § 2.2(c)

Thermal imaging, § 2.2(e)

Touch, sense of, § 2.2(a)

Tracking devices, electronic, § 2.7(f)

Trespass as an alternate theory, § 2.1(e)

Vehicles

Generally, § 2.5 et seq.

Abandoned vehicles, § 2.5(a)

Determination of contents without physical intrusion, § 2.5(c)

Exterior of vehicle, examination of, § 2.5(b)

Physical intrusion, determination of contents without, § 2.5(c)

Vehicle identification numbers, examination of, § 2.5(d)

Weapons detector, § 2.2(d)

X-ray, § 2.2(d)

PROTECTIVE SWEEPS

Arrest, § 6.4(c)

Vehicles, § 7.4(i)

PUBLIC SCHOOLS

Drug testing, § 10.11(c)

Physical searches, § 10.11(b)

QUASI-CRIMINAL, CIVIL, AND ADMINISTRATIVE PROCEEDINGS

Generally, § 1.7 et seq.

Administrative, § 1.7(f)

Child protection, § 1.7(e)

Civil tax, § 1.7(d)

QUASI-CRIMINAL, CIVIL, AND ADMINISTRATIVE PROCEEDINGS

—Cont'd

Commitment and related proceedings, § 1.7(c)

Forfeiture, § 1.7(a)

Juvenile delinquency, § 1.7(b)

Legislative, § 1.7(g)

Private litigation, § 1.7(h)

REASONABLE EXPECTATION OF PRIVACY

Generally, §§ 2.1(d); 2.1 et seq.

“Actual (subjective) expectation of privacy”, § 2.1(c)

Katz case, § 2.1(b)

“Readily mobile” reduced expectation of privacy doctrine, *Carney*, § 7.2(b)

Reasonable expectation of privacy, § 2.1(d)

“Search” defined, § 2.1(a)

“Seizure” defined, § 2.1(a)

Trespass as an alternate theory, § 2.1(e)

Vehicles, § 7.2(b)

REASONABLE SUSPICION

Permissible “stop”, suspicion required, § 9.5(c)

Quick dissipation of, § 9.3(g)

Suspicious circumstances, police observation of, § 9.5(g)

Suspicious conduct, police observation of, § 9.5(e)

REGULATORY SEARCHES

Inspections and Regulatory Searches, this index

ROADBLOCKS

Generally, § 9.7 et seq.

Barricade to stop fleeing offender, § 9.7(c)

Fleeing offender, barricade to stop, § 9.7(c)

General enforcement, random roadblocks for, § 9.7(b)

Random roadblocks for general enforcement, § 9.7(b)

Serious crime, roadblock near, § 9.7(a)

SEALING DOCUMENTS

Search warrants, § 4.3(g)

SEARCH

See also Protected Areas and Interest; Warrantless Seizures, this index

Arrest as fruit of, § 11.4(e)

Confession as fruit of, § 11.4(c)

Crime as fruit of, § 11.4(j)

Defined, § 2.1(a)

Fruits, generally. Fruit of the Poisonous Tree, this index

Identification of property as fruit of prior illegal search, § 11.4(h)

Illegal arrest or detention, fruits of, §§ 11.4(d); 11.4(e)

Probable cause, special problems, § 3.7 et seq.

Search as fruit of, § 11.4(f)

Stop and frisk, this index

Testimony as fruit of, § 11.4(i)

Witness as fruit of, § 11.4(i)

INDEX

SEARCH—Cont'd

Wrong legal theory relied upon, § 1.4(d)

SEARCH INCIDENT TO ARREST

Generally, § 7.1 et seq.

“Bright line”, *Belton/Thornton*, § 7.1(b)

Chimel case, § 6.3(b)

Containers and personal effects, § 5.5(a)

Gant

“Offense related evidence”, § 7.1(d)

“Possibility of access”, § 7.1(c)

“General authority” to, § 5.2(b)

“Immediate control” test, § 6.3(c)

“Offense related evidence”, *Gant* and, § 7.1(d)

“Possibility of access”, *Gant* and, § 7.1(c)

Pre-*Belton* approaches, § 7.1(a)

Vehicles, generally, § 7.1 et seq.

SEARCH WARRANTS

Generally, § 4.1 et seq.

Adequate specification requirement, § 4.13(d)

Affidavits

Challenges, permissible, § 4.4(a)

Facial-sufficiency of

Generally, § 4.4 et seq.

Challenges, permissible, § 4.4(a)

Inaccuracies, §§ 4.4(b); 4.4(c)

Procedural matters, § 4.4(d)

False-name, § 4.3(f)

Inaccuracies, §§ 4.4(b); 4.4(c)

Procedural matters, § 4.4(d)

Arrested person, detention and search of, § 4.9(b)

Attorney-client communications, warrants directed at possible, § 4.1(h)

Attorneys' offices, warrants directed at, § 4.1(h)

Authorized purpose of investigation, § 4.13(b)

Benefits of warrant process, § 4.1(a)

Body, intrusions into, § 4.1(e)

Bookstores, warrants directed at, § 4.1(g)

Boyd case, § 4.13(a)

Compulsory production, justification for Fourth Amendment protection against, § 4.13(e)

Conduct of magistrate relating to issuance, § 4.2(d)

Congressional offices, warrants directed at, § 4.1(i)

Contraband, particular description of, § 4.6(b)

Coolidge case, § 4.11(b)

Court clerks, § 4.2(c)

Danger-to-person exception, § 4.8(e)

Delay in execution, § 4.7(a)

Delivery of warrant, § 4.12(a)

Described place and adjacent areas, scope and intensity of search of, § 4.10(a)

Destruction-of-evidence exception, § 4.8(d)

SEARCH WARRANTS—Cont'd

Detention and search of persons

Generally, § 4.9 et seq.

Arrested person, § 4.9(b)

Detention of person not arrested, § 4.9(e)

Frisk for self-protection, § 4.9(d)

Person described in warrant, § 4.9(a)

Person not arrested

Detention of, § 4.9(e)

Not described in warrant for items described, search of, § 4.9(c)

Self-protection, frisk for, § 4.9(d)

Detention of person not arrested, § 4.9(e)

Duration of search, § 4.10(d)

Entry without notice or by force

Generally, § 4.8 et seq.

Notice requirement

Compliance with, § 4.8(c)

Exceptions, generally, §§ 4.8(d) to 4.8(f)

Extraordinary force, use of, § 4.8(h)

Manner of entry, § 4.8(b)

No-knock search warrants, § 4.8(g)

Sources and purpose of, § 4.8(a)

Evidence, particular description of, § 4.6(d)

Examination of seized objects, § 4.10(e)

Exceptions

Generally, §§ 4.8(d) to 4.8(f)

Danger-to-person exception, § 4.8(e)

Destruction-of-evidence exception, § 4.8(d)

“Useless gesture” exception, § 4.8(f)

Execution

Generally, §§ 4.7 et seq.; 10.1(e)

Delay, § 4.7(a)

Housing, § 10.1(e)

Nighttime, § 4.7(b)

Occupant, execution in absence of, § 4.7(c)

Time of, generally, § 4.7 et seq.

Exhibiting warrant, § 4.12(a)

Extraordinary force, use of, § 4.8(h)

False-name affidavits, § 4.3(f)

Fee system, § 4.2(b)

Films, particular description of, § 4.6(e)

Force. Entry without Notice or by Force, above

Fourth Amendment protection against compulsory production justification for, § 4.13(e)

Frisk for self-protection, § 4.9(d)

Housing, execution of warrant, § 10.1(e)

“Immediately apparent” requirement, § 4.11(d)

“Inadvertent discovery” limitation, § 4.11(e)

Information not presented to the magistrate, § 4.3(a)

INDEX

SEARCH WARRANTS—Cont'd

- Inspections and regulatory searches
 - Exceptions to the warrant requirement, § 10.1(f)
 - Execution of the warrant, § 10.1(e)
 - Fire scenes, inspections at, need for, § 10.4(c)
 - Search warrants, § 10.1(c)
- Instrumentalities, particular description of, § 4.6(d)
- Intensity of search. Scope and Intensity of Search, below
- Intrusions into body, § 4.1(e)
- Investigation, authorized purpose of, § 4.13(b)
- Issuance, conduct of magistrate relating to, § 4.2(d)
- Items to be seized, particular description of
 - Generally, § 4.6 et seq.
 - Contraband, § 4.6(b)
 - Evidence, § 4.6(d)
 - Films, § 4.6(e)
 - General considerations, § 4.6(a)
 - Instrumentalities, § 4.6(d)
 - Invalidity, partial, § 4.6(f)
 - Literature, § 4.6(e)
 - Partial invalidity, § 4.6(f)
 - Pictures, § 4.6(e)
 - Recordings, § 4.6(e)
 - Stolen goods, § 4.6(c)
- Law enforcement personnel, § 4.2(a)
- Libraries, warrants directed at, § 4.1(g)
- Limits imposed by statute or court rule, “neutral and detached magistrate”, § 4.2(f)
- Literature, particular description of, § 4.6(e)
- Manner of entry, § 4.8(b)
- Marron* case, § 4.11(b)
- “Mere evidence”, warrants for, § 4.1(c)
- Miscellaneous requirements, § 4.12 et seq.
- Multiple documents, § 4.3(d)
- Multiple-occupancy structure, particular description of, § 4.5(b)
- Multiple places or buildings, particular description of, § 4.5(c)
- Neutral and detached magistrate requirement
 - Generally, § 4.2 et seq.
 - Conduct of magistrate relating to issuance, § 4.2(d)
 - Court clerks, § 4.2(c)
 - Fee system, § 4.2(b)
 - Issuance, conduct of magistrate relating to, § 4.2(d)
 - Law enforcement personnel, § 4.2(a)
 - Limits imposed by statute or court rule, § 4.2(f)
 - Nonlawyers, § 4.2(c)
 - Partiality, indicia of, § 4.2(b)
 - Prior refusal to issue, § 4.2(e)
 - Refusal to issue, prior, § 4.2(e)
- Newsgathering organizations, warrants directed at, § 4.1(g)
- Nighttime execution of, § 4.7(b)

SEARCH WARRANTS—Cont'd

- No-knock search warrants, § 4.8(g)
- Nonlawyers, § 4.2(c)
- Nonsuspects, warrants directed at, § 4.1(f)
- Notice of seizure, § 4.12(b)
- Notice requirement
 - Compliance with, § 4.8(c)
 - Danger-to-person exception, § 4.8(e)
 - Destruction-of-evidence exception, § 4.8(d)
 - Entry without notice. Entry without Notice or by Force, above
- Exceptions
 - Generally, §§ 4.8(d) to 4.8(f)
 - Danger-to-person exception, § 4.8(e)
 - Destruction-of-evidence exception, § 4.8(d)
 - “Useless gesture” exception, § 4.8(f)
- Extraordinary force, use of, § 4.8(h)
- Manner of entry, § 4.8(b)
- No-knock search warrants, § 4.8(g)
- Sources and purpose of, § 4.8(a)
- “Useless gesture” exception, § 4.8(f)
- Oath or affirmation
 - Generally, § 4.3 et seq.
 - Affidavits, false-name, § 4.3(f)
 - False-name affidavits, § 4.3(f)
 - Information not presented to the magistrate, § 4.3(a)
 - Multiple documents, § 4.3(d)
 - Oral search warrants, § 4.3(c)
 - Oral statements to the magistrate, § 4.3(b)
 - Sealing documents, § 4.3(g)
 - Swearing, requirement of, § 4.3(e)
- Objects described in the warrant, § 4.11(a)
- Objects not described in the warrant, § 4.11(b)
- Obscene materials, warrants for, § 4.1(d)
- Occupant, execution in absence of, § 4.7(c)
- Oral search warrants, § 4.3(c)
- Oral statements to the magistrate, § 4.3(b)
- Partiality, indicia of, § 4.2(b)
- Particularity requirement
 - Items to be seized
 - Generally, § 4.6 et seq.
 - Contraband, § 4.6(b)
 - Evidence, § 4.6(d)
 - Films, § 4.6(e)
 - General considerations, § 4.6(a)
 - Instrumentalities, § 4.6(d)
 - Invalidity, partial, § 4.6(f)
 - Literature, § 4.6(e)
 - Partial invalidity, § 4.6(f)
 - Pictures, § 4.6(e)
 - Recordings, § 4.6(e)

INDEX

SEARCH WARRANTS—Cont'd

Particularity requirement—Cont'd

Items to be seized—Cont'd

Stolen goods, § 4.6(c)

Place to be searched

Generally, § 4.5 et seq.

Multiple-occupancy structure, § 4.5(b)

Multiple places or buildings, § 4.5(c)

Persons, § 4.5(e)

Premises, § 4.5(a)

Vehicles, § 4.5(d)

Permissible seizures

Generally, § 4.11 et seq.

Coolidge case, § 4.11(b)

“Immediately apparent” requirement, § 4.11(d)

“Inadvertent discovery” limitation, § 4.11(e)

Marron case, § 4.11(b)

Objects described in the warrant, § 4.11(a)

Objects not described in the warrant, § 4.11(b)

Probable cause, § 4.11(c)

Subterfuge search, § 4.11(f)

Personal effects in described premises, § 4.10(b)

Person described in warrant, detention and search of, § 4.9(a)

Person not arrested

Detention of, § 4.9(e)

Not described in warrant for items described, search of, § 4.9(c)

Persons, particular description of, § 4.5(e)

Pictures, particular description of, § 4.6(e)

Place to be searched, particular description of

Generally, § 4.5 et seq.

Multiple-occupancy structure, § 4.5(b)

Multiple places or buildings, § 4.5(c)

Persons, § 4.5(e)

Premises, § 4.5(a)

Vehicles, § 4.5(d)

Premises, particular description of, § 4.5(a)

Prior refusal to issue, § 4.2(e)

Probable cause, permissible seizures, § 4.11(c)

Receipt for property take, § 4.12(b)

Record. See Oath or Affirmation, above

Recordings, particular description of, § 4.6(e)

Refusal to issue, prior, § 4.2(e)

Relevance requirement, § 4.13(c)

Return of warrant, § 4.12(c)

Scope and intensity of search

Generally, § 4.10 et seq.

Described place and adjacent areas, § 4.10(a)

Duration of search, § 4.10(d)

Examination of seized objects, § 4.10(e)

Intensity of search, § 4.10(d)

SEARCH WARRANTS—Cont’d

Scope and intensity of search—Cont’d

Personal effects in described premises, § 4.10(b)

Seized objects, examination of, § 4.10(e)

Vehicles on or near described premises, § 4.10(c)

Sealing documents, § 4.3(g)

Seized objects, examination of, § 4.10(e)

Seizure, notice of, § 4.12(b)

Self-protection, frisk for, § 4.9(d)

Significance of to probable cause, § 3.1(c)

Stolen goods, particular description of, § 4.6(c)

Students, searches directed at, § 10.11(e)

Subpoena duces tecum compared

Generally, § 4.13 et seq.

Adequate specification requirement, § 4.13(d)

Authorized purpose of investigation, § 4.13(b)

Boyd case, § 4.13(a)

Compulsory production, justification for Fourth Amendment protection against, § 4.13(e)

Fourth Amendment protection against compulsory production justification for, § 4.13(e)

Investigation, authorized purpose of, § 4.13(b)

Relevance requirement, § 4.13(c)

Walling case, § 4.13(a)

Subterfuge search, § 4.11(f)

Swearing, requirement of, § 4.3(e)

Threat to seek or obtain, effect on voluntariness of consent, § 8.2(c)

Time of execution

Generally, § 4.7 et seq.

Delay in execution, § 4.7(a)

Nighttime execution, § 4.7(b)

Occupation, execution in absence of, § 4.7(c)

“Useless gesture” exception, § 4.8(f)

Vehicles

Described premises, vehicles on or near, § 4.10(c)

Particular description of, § 4.5(d)

Video stores, warrants directed at, § 4.1(g)

Walling case, § 4.13(a)

Warrantless searches and seizures, § 4.1(b)

Warrant requirement

Generally, § 4.1 et seq.

Attorney-client communications, warrants directed at possible, § 4.1(h)

Attorneys’ offices, warrants directed at, § 4.1(h)

Benefits of warrant process, § 4.1(a)

Body, intrusions into, § 4.1(e)

Bookstores, warrants directed at, § 4.1(g)

Congressional offices, warrants directed at, § 4.1(i)

Intrusions into body, § 4.1(e)

Libraries, warrants directed at, § 4.1(g)

“Mere evidence”, warrants for, § 4.1(c)

INDEX

SEARCH WARRANTS—Cont'd

Warrant requirement—Cont'd

- Newsgathering organizations, warrants directed at, § 4.1(g)
- Nonsuspects, warrants directed at, § 4.1(f)
- Obscene materials, warrants for, § 4.1(d)
- Video stores, warrants directed at, § 4.1(g)
- Warrantless searches and seizures, § 4.1(b)

SEIZURE

See also Protected Areas and Interest; Warrantless Seizures, this index

Brief detentions at station, §§ 9.8(b); 9.8(c)

Brief detentions to obtain evidence, § 9.8 et seq.

Brief seizure of objects, § 9.8(e)

Consent, third party, § 8.3 et seq.

Coolidge case, § 4.11(b)

Defined, § 2.1(a)

Detention and search pursuant to search warrant, § 4.9 et seq.

Detention at border, § 10.5(b).

Evidence, brief detentions to obtain, §§ 9.8(c); 9.8(d)

Examination of seized objects, § 4.10(e)

Grand jury subpoena not, § 9.8(a)

“Immediately apparent” requirement, §§ 4.11(d); 6.7(b)

Impoundment alternative, entry and search of premises, § 6.5(c)

Impoundment of vehicles. Vehicles, Impoundment of, below

“Inadvertent discovery” limitation, §§ 4.11(e); 6.7(c)

Marron case, § 4.11(b)

Objects

Brief seizure of, § 9.8(e)

Described in the warrant, § 4.11(a)

Not described in the warrant, § 4.11(b)

Obscene materials, seizure of, § 6.7(e)

Particularity requirement, search warrants, § 4.6 et seq.

Permissible seizures

Generally, §§ 4.6 et seq.; 4.11 et seq.; 6.7 et seq.

Coolidge case, § 4.11(b)

“Immediately apparent” requirement, §§ 4.11(d); 6.7(b)

“Inadvertent discovery” limitation, §§ 4.11(e); 6.7(c)

Marron case, § 4.11(b)

Objects described in the warrant, § 4.11(a)

Objects not described in the warrant, § 4.11(b)

Obscene materials, seizure of, § 6.7(e)

Probable cause, §§ 4.11(c); 6.7(a)

Scene of arrest, § 5.2(j)

Search warrants, § 4.6 et seq.

Subterfuge entry, § 6.7(d)

Subterfuge search, § 4.11(f)

Probable cause, §§ 4.11(c); 6.7(a)

Scene of arrest, § 5.2(j)

Search warrants, § 4.6 et seq.

Detention and search pursuant to, § 4.9 et seq.

SEIZURE—Cont'd

- Search warrants, § 4.6 et seq.—Cont'd
 - Particularity requirement, § 4.6 et seq.
 - Permissible seizures, § 4.11 et seq.
- Stop and frisk, this index
- Subterfuge entry, § 6.7(d)
- Subterfuge search, § 4.11(f)
- Vehicles, impoundment of
 - Generally, §§ 7.3(c) to 7.3(e)
 - Illegally parked vehicle, § 7.3(d)
 - Inventory of impounded vehicle, § 7.4(a)
 - Safekeeping, impoundment of vehicle for, § 7.3(c)
 - Unsafe vehicle, § 7.3(e)
- Warrantless premises search
 - “Immediately apparent”, § 6.7(b).
 - “Inadvertent discovery”, § 6.7(c).
 - Obscene materials, § 6.7(e).
 - Probable cause, § 6.7(a).
 - Subterfuge entry, § 6.7(d).
- When contact is not, § 9.4 et seq.

SENSES AND SENSORY AIDS

- Generally, § 2.2 et seq.
- Binoculars, § 2.2(c)
- Canines, § 2.2(g)
 - “Electronic canine”, § 2.2(h)
- Flashlight or other means of illumination, § 2.2(b)
- Hearing, § 2.2(a)
- Magnetometer, §§ 2.2(d); 10.6(d)
- Photo enlargement, § 2.2(c)
- Plain view, § 2.2(a)
- Sensory aids, generally, §§ 2.2(d); 2.2(e)
- Smell, § 2.2(a)
- Telescope, § 2.2(c)
- Thermal imaging, § 2.2(e)
- Touch, § 2.2(a)
- Weapons detector, § 2.2(d)
- X-ray, § 2.2(d)

SENTENCING

- Exclusionary rule, § 1.6(f)

SOBRIETY CHECKPOINTS

- Inspections and regulatory searches, § 10.8(d)

SPOUSES

- Consent to search by, § 8.4(a)

STANDING

- Generally, § 11.3 et seq.
- Abolition of standing, § 11.3(j)
- Automatic standing, § 11.3(g)

INDEX

STANDING—Cont'd

- Business premises, § 11.3(d)
- Derivative standing, § 11.3(i)
- Effects on the premises, persons with, § 11.3(c)
- Family members, § 11.3(a)
- Guests, § 11.3(c)
- Invitees, § 11.3(c)
- Owners of premises, § 11.3(a)
- Residential premises, generally, §§ 11.3(a) to 11.3(c)
- Storage places, § 11.3(f)
- Target standing, § 11.3(h)
- Tenants, § 11.3(a)
- Third parties lawfully present, § 11.3(b)
- Transit, containers and effects in, § 11.3(f)
- Vehicles, § 11.3(e)
- Vicarious standing, § 11.3(i)

STOP AND FRISK

- Generally, § 9.1 et seq.
- Action short of a “stop”
 - Generally, § 9.4 et seq.
 - Bus sweeps and the “free to terminate the encounter” test, § 9.4(c)
 - Factory surveys, § 9.4(b)
 - Flight and the “force or submission” test, § 9.4(d)
 - “Force or submission” test, flight and, § 9.4(d)
 - Four-tier approach, § 9.4(e)
 - “Free to leave” test, *Mendenhall-Royer*, § 9.4(a)
 - “Free to terminate the encounter” test, bus sweeps and, § 9.4(c)
 - Mendenhall-Royer* “free to leave” test, § 9.4(a)
- Balancing, case-by-case, § 9.5(d)
- Bus sweeps and the “free to terminate the encounter” test, § 9.4(c)
- Case-by-case balancing, § 9.5(d)
- “Consensual encounter”, from seizure to, § 9.3(h)
- Consent to search, obtaining, § 9.3(e)
- Drug couriers, suspected, police observation of, § 9.5(f)
- Drug dog sniffing, § 9.3(f)
- Exclusionary rule, § 9.6(f)
- Factory surveys, § 9.4(b)
- Flight and the “force or submission” test, § 9.4(d)
- Force, use or show of, § 9.2(d)
- “Force or submission” test, flight and, § 9.4(d)
- Fourth Amendment theory
 - Generally, § 9.1 et seq.
 - Probable cause, § 9.1(d)
 - Supreme Court decisions, § 9.1(b)
 - Terry*, road to, § 9.1(a)
- Four-tier approach, § 9.4(e)
- “Free to leave” test, *Mendenhall-Royer*, § 9.4(a)
- “Free to terminate the encounter” test, bus sweeps and, § 9.4(c)
- Frisk for self-protection, § 4.9(d)

STOP AND FRISK—Cont'd

- Greater authority, claim of, § 9.2(e)
- Grounds for stop, § 9.3(a)
- Identification searches, § 9.6(g)
- Informant, information from, § 9.5(i)
- Initiating a “frisk”, basis for, § 9.6(a)
- Investigative methods, limits of, § 9.2(f)
- Investigative techniques
 - Generally, §§ 9.3(c) to 9.3(h)
 - Consent to search, obtaining, § 9.3(e)
 - Drug dog sniffing, § 9.3(f)
 - Questioning vehicle occupants, § 9.3(d)
 - Records check, § 9.3(c)
- Mendenhall-Royer* “free to leave” test, § 9.4(a)
- Nature of the suspected offense, § 9.2(c)
- Pat-down, grounds to search after, § 9.6(c)
- Pat-down of a person, need for and extent of, § 9.6(b)
- Permissible “stop”
 - Generally, §§ 9.2 et seq.; 9.5 et seq.
 - Balancing, case-by-case, § 9.5(d)
 - Case-by-case balancing, § 9.5(d)
 - Dimensions of, § 9.2 et seq.
 - Drug couriers, suspected, police observation of, § 9.5(f)
 - Force, use or show of, § 9.2(d)
 - Greater authority, claim of, § 9.2(e)
 - Grounds for, § 9.5 et seq.
 - Informant, information from, § 9.5(i)
 - Investigative methods, limits of, § 9.2(f)
 - Nature of the suspected offense, § 9.2(c)
 - Place of detention limits, § 9.2(g)
 - Police channels, information from, § 9.5(j)
 - Police observation
 - Generally, §§ 9.5(e) to 9.5(g)
 - Drug couriers, suspected, § 9.5(f)
 - Suspicious circumstances, § 9.5(g)
 - Suspicious conduct, § 9.5(e)
 - Prevention vs. detection, § 9.2(a)
 - “Pursuant to a plan embodying explicit, neutral limitations”, § 9.5(k)
 - Recent crime, location near scene of, § 9.5(h)
 - Show of force, § 9.2(d)
 - Subjectivity, § 9.5(a)
 - Suspects vs. witnesses and others, § 9.2(b)
 - Suspicion required, § 9.5(c)
 - Suspicious circumstances, police observation of, § 9.5(g)
 - Suspicious conduct, police observation of, § 9.5(e)
 - Terry* standard, generally, § 9.5(b)
 - Time limits, § 9.2(f)
 - Use of force, § 9.2(d)
 - Vagueness, § 9.5(a)
- Place of detention limits, § 9.2(g)

INDEX

STOP AND FRISK—Cont'd

- Police channels, information from, § 9.5(j)
- Police observation
 - Generally, §§ 9.5(e) to 9.5(g)
 - Drug couriers, suspected, § 9.5(f)
 - Suspicious circumstances, § 9.5(g)
 - Suspicious conduct, § 9.5(e)
- Prevention vs. detection, § 9.2(a)
- Probable cause, § 9.1(d)
- Protective search beyond the person, § 9.6(e)
- “Pursuant to a plan embodying explicit, neutral limitations”, § 9.5(k)
- Questioning vehicle occupants, § 9.3(d)
- Reasonable suspicion, quick dissipation of, § 9.3(g)
- Recent crime, location near scene of, § 9.5(h)
- Records check, § 9.3(c)
- Routine traffic stops distinguished
 - Generally, § 9.3 et seq.
 - “Consensual encounter”, from seizure to, § 9.3(h)
 - Consent to search, obtaining, § 9.3(e)
 - Drug dog sniffing, § 9.3(f)
 - Grounds for stop, § 9.3(a)
 - Investigative techniques, generally, §§ 9.3(c) to 9.3(h)
 - Questioning vehicle occupants, § 9.3(d)
 - Reasonable suspicion, quick dissipation of, § 9.3(g)
 - Records check, § 9.3(c)
 - Terry* limitations, applicability of, § 9.3(b)
- Search, extent of after pat-down of the person, § 9.6(d)
- Self-protection, frisk for, § 4.9(d)
- Show of force, § 9.2(d)
- Subjectivity, § 9.5(a)
- Subterfuge, § 9.6(f)
- Supreme Court decisions, § 9.1(b)
- Suspects vs. witnesses and others, § 9.2(b)
- Suspicion required, § 9.5(c)
- Suspicious circumstances, police observation of, § 9.5(g)
- Suspicious conduct, police observation of, § 9.5(e)
- Terry*, road to, § 9.1(a)
- Terry* limitations, applicability of, § 9.3(b)
- Terry* standard, generally, § 9.5(b)
- Time limits, § 9.2(f)
- Use of force, § 9.2(d)
- Vagueness, § 9.5(a)
- Weapons, this index

STRIP SEARCHES

- At arrest scene, § 5.2 et seq.
- Border searches, § 10.5(c)
- Jail intake procedures, § 5.3(c)
- Of arrested persons, § 5.3(c)
- Students, § 10.11(b)

STUDENTS, SEARCHES DIRECTED AT

Generally, § 10.11 et seq.

Balancing test

College searches, § 10.11(d)

Drug testing, public school, § 10.11(c)

Physical searches, public school, § 10.11(b)

College searches, § 10.11(d)

Consent, § 10.11(f)

Drug testing, § 10.11(c)

Implied consent, § 10.11(f)

In loco parentis, § 10.11(a)

Physical searches, § 10.11(b)

Public schools, §§ 10.11(b); 10.11(c)

Warrant, need for, § 10.11(e)

SUBPOENAS

Adequate specification requirement, § 4.13(d)

Authorized purpose of investigation, § 4.13(b)

Boyd case, § 4.13(a)

Compulsory production, justification for Fourth Amendment protection against, § 4.13(e)

Exclusionary rule, grand jury, § 1.6(a)

Fourth Amendment protection against compulsory production justification for, § 4.13(e)

Grand jury, exclusionary rule, § 1.6(a)

Grand jury subpoena, § 9.8(a)

Investigation, authorized purpose of, § 4.13(b)

Relevance requirement, § 4.13(c)

Subpoena duces tecum, search warrants, compared

Generally, § 4.13 et seq.

Adequate specification requirement, § 4.13(d)

Authorized purpose of investigation, § 4.13(b)

Boyd case, § 4.13(a)

Compulsory production, justification for Fourth Amendment protection against, § 4.13(e)

Fourth Amendment protection against compulsory production justification for, § 4.13(e)

Investigation, authorized purpose of, § 4.13(b)

Relevance requirement, § 4.13(c)

Walling case, § 4.13(a)

Walling case, § 4.13(a)

SUBTERFUGE

Generally, § 4.11(f)

Entry, § 6.7(d)

Inspections and regulatory searches, § 10.6(h)

Stop and frisk, § 9.6(f)

Weapons, § 9.6(f)

SUPPRESS, MOTIONS TO

Generally, § 11.2 et seq.

Burden of proof, § 11.2(b)

INDEX

SUPPRESS, MOTIONS TO—Cont'd

- Effect on ruling in another case, § 11.2(g)
- Effect on ruling in that case, § 11.2(f)
- Evidence, receipt of, § 11.2(d)
- Grounds and facts, alleging, § 11.2(a)
- Hearing, § 11.2(d)
- Making the motion, § 11.2(a)
- Post-trial motions distinguished, § 11.2(i)
- Pre-charge motions distinguished, § 11.2(h)
- Ruling on the motion, § 11.2(e)
- Standard of proof, § 11.2(c)

SURVEILLANCE

- Business records, examination of, § 2.7(c)
- Data aggregation and mining, § 2.7(e)
- Electronic, § 2.2(f)
- Electronic tracking devices, § 2.7(f)
- Financial records, examination of, § 2.7(c)
- Inspections and regulatory searches, permissible techniques, § 10.10(d)
- Mail covers, § 2.7(a)
- Medical records, examination of, § 2.7(d)
- Ongoing surveillance of public movements and relationships, § 2.7(g)
- Pen registers, § 2.7(b)
- Public movements and relationships, ongoing surveillance of, § 2.7(g)
- Tracking devices, electronic, § 2.7(f)

SWEARING

- Search warrants, requirement of, § 4.3(e)

TAINT

- Generally. Fruit of the Poisonous Tree, this index

TAKINGS CLAUSE

- Exclusionary rule, § 1.10(e)

TERRORISM

- Inspections and regulatory searches, § 10.6(a)

THIRD PARTY CONSENT

- Generally, § 8.3 et seq.
- Antagonism between defendant and third party, significance of, § 8.3(b)
- Bailee, consent by, § 8.6(a)
- Bailor, consent by, § 8.6(b)
- Children, consent by, § 8.4(c)
- Computer owner/operator or user, consent by, § 8.6(f)
- Co-tenant or other joint occupant, consent by, § 8.5(c)
- Educational institution, consent by, § 8.6(e)
- Employee, consent by, § 8.6(c)
- Employer, consent by, § 8.6(d)
- Exclusive control of certain areas or effects, significance of, § 8.3(f)
- Failure to seek consent from occupant under suspicion, significance of, § 8.3(e)
- Family relationships
 - Generally, § 8.4 et seq.

THIRD PARTY CONSENT—Cont'd

Family relationships—Cont'd

Children, consent by, § 8.4(c)

Parents, consent by, § 8.4(b)

Spouses, consent by, § 8.4(a)

Guest, consent by, § 8.5(e)

Host, consent by, § 8.5(d)

Joint occupant, consent by co-tenant or other, § 8.5(c)

Lessee, consent by, § 8.5(b)

Lessor, consent by, § 8.5(a)

Miscellaneous relationships, § 8.6 et seq.

Parents, consent by, § 8.4(b)

Real property relationships

Generally, § 8.5 et seq.

Co-tenant or other joint occupant, consent by, § 8.5(c)

Guest, consent by, § 8.5(e)

Host, consent by, § 8.5(d)

Joint occupant, consent by co-tenant or other, § 8.5(c)

Lessee, consent by, § 8.5(b)

Lessor, consent by, § 8.5(a)

Reasonable but mistaken belief by police of third party authority, significance of, § 8.3(g)

Reasonable mistake by defendant as to extent of risk involved, § 8.3(h)

Refusal to search, significance of defendant's prior or contemporaneous, § 8.3(d)

Risk involved, reasonable mistake by defendant as to extent of, § 8.3(h)

Specific instructions to third party, significance of defendant's, § 8.3(c)

Spouses, consent by, § 8.4(a)

Theoretical bases, § 8.3(a)

TIME AND DURATION

Delayed release of arrestee in order to investigate, § 9.8(d)

Delay in execution of search warrant, § 4.7(a)

Nighttime execution of search warrants, § 4.7(b)

Occupation, execution of search warrant in absence of, § 4.7(c)

Persons, delayed searches of, § 5.3(b)

Search warrants, generally, §§ 4.7 et seq.; 4.10(d)

Stop and frisk, § 9.2(f)

Vehicles, delayed searches of, § 7.5(c)

TORTS

Federal officers, § 1.10(b)

State officers, § 1.10(a)

TRESPASS

Protected areas and interests, § 2.1(e)

VEHICLES

Generally, §§ 7.1 et seq.; 7.3(c) to 7.3(e)

Abandoned vehicles, § 2.5(a)

Accident, examination of vehicle to determine cause of, § 7.4(h)

"Bright line", *Belton/Thornton*, § 7.1(b)

Carney "readily mobile" reduced expectation of privacy doctrine, § 7.2(b)

INDEX

VEHICLES—Cont'd

- Carroll-Chambers* “movable” vehicle exception, § 7.2(a)
- Container within vehicle, searches of, § 7.2(d)
- Crime, investigation of vehicle as target potential target of, § 7.4(e)
- Delayed or renewed examination of object in police custody, § 7.5(c)
- Described premises, vehicles on or near, § 4.10(c)
- Detention, § 7.5(e)
- Determination of contents without physical intrusion, § 2.5(c)
- Determining ownership of car, § 7.4(d)
- Evidence, search and seizure for
 - Generally, § 7.2 et seq.
 - Carney* “readily mobile” reduced expectation of privacy doctrine, § 7.2(b)
 - Carroll-Chambers* “movable” vehicle exception, § 7.2(a)
 - Container within vehicle, searches of, § 7.2(d)
 - “Movable” vehicle exception, *Carroll-Chambers* , § 7.2(a)
 - Particularity, probable cause, § 7.2(c)
 - Persons within vehicle, searches of, § 7.2(e)
 - Probable cause, particularity, § 7.2(c)
 - “Readily mobile” reduced expectation of privacy doctrine, *Carney* , § 7.2(b)
 - Reasonable expectation of privacy, § 7.2(b)
 - Vehicle as, § 7.3(a)
- Exterior of vehicle, examination of, § 2.5(b)
- Forfeiture or levy, seizure of vehicle subject to, § 7.3(b)
- Gant*
 - “Offense related evidence”, § 7.1(d)
 - “Possibility of access”, § 7.1(c)
- Good faith, § 7.5(d)
- Illegally parked vehicle, impoundment of, § 7.3(d)
- “Immediately apparent” requirement, § 7.5(b)
- Impounded vehicle, inventory of, § 7.4(a)
- Impoundment, § 7.5(e)
 - Generally, §§ 7.3(c) to 7.3(e)
 - Illegally parked vehicle, § 7.3(d)
 - Safekeeping, § 7.3(c)
 - Unsafe vehicle, § 7.3(e)
- “Inadvertent discovery” limitation, § 7.5(d)
- Inspections and regulatory searches
 - Generally, § 10.8 et seq.
 - Cargo, weighing and inspections of, § 10.8(c)
 - Driver’s license checks, § 10.8(a)
 - Game violation inspections, § 10.8(e)
 - Safety inspections of vehicle equipment, § 10.8(b)
 - Sobriety checkpoints, § 10.8(d)
 - Vehicle registration checks, § 10.8(a)
 - Vessels, safety and documentation inspections of, § 10.8(f)
- Inventory, § 7.5(e)
- Inventory of impounded vehicle, § 7.4(a)
- “Movable” vehicle exception, *Carroll-Chambers* , § 7.2(a)
- “Offense related evidence”, *Gant* and, § 7.1(d)
- Ownership of car, determination of, § 7.4(d)

VEHICLES—Cont'd

- Particular description of, § 4.5(d)
- Particularity, probable cause, § 7.2(c)
- Person in distress, entry of vehicle to aid, § 7.4(f)
- Persons within vehicle, searches of, § 7.2(e)
- Physical intrusion, determination of contents without, § 2.5(c)
- Plain view, subterfuge, and related matters
 - Generally, § 7.5 et seq.
 - Delayed or renewed examination of object in police custody, § 7.5(c)
 - Detention, § 7.5(e)
 - Good faith, § 7.5(d)
 - “Immediately apparent” requirement, § 7.5(b)
 - Impoundment, § 7.5(e)
 - “Inadvertent discovery” limitation, § 7.5(d)
 - Inventory, § 7.5(e)
 - “Plain view” doctrine, § 7.5(a)
 - Police custody, delayed or renewed examination of object in, § 7.5(c)
 - Pretext arrest, § 7.5(e)
- Police custody, delayed or renewed examination of object in, § 7.5(c)
- “Possibility of access”, *Gant* and, § 7.1(c)
- Pre-*Belton* approaches, § 7.1(a)
- Pretext arrest, § 7.5(e)
- Probable cause, particularity, § 7.2(c)
- Protective sweep, § 7.4(i)
- “Readily mobile” reduced expectation of privacy doctrine, *Carney*, § 7.2(b)
- Reasonable expectation of privacy, § 7.2(b)
- Safeguarding property in vehicle not seized, § 7.4(b)
- Safekeeping, impoundment for, § 7.3(c)
- Search incident to arrest
 - Generally, § 7.1 et seq.
 - “Bright line”, *Belton/Thornton*, § 7.1(b)
 - Gant* and “offense related evidence”, § 7.1(d)
 - Gant* and “possibility of access”, § 7.1(c)
 - “Offense related evidence”, *Gant* and, § 7.1(d)
 - “Possibility of access”, *Gant* and, § 7.1(c)
 - Pre-*Belton* approaches, § 7.1(a)
- Search for other purposes
 - Generally, § 7.4 et seq.
 - Accident, examination of vehicle to determine cause of, § 7.4(h)
 - Crime, investigation of vehicle as target potential target of, § 7.4(e)
 - Determining ownership of car, § 7.4(d)
 - Impounded vehicle, inventory of, § 7.4(a)
 - Inventory of impounded vehicle, § 7.4(a)
 - Ownership of car, determination of, § 7.4(d)
 - Person in distress, entry of vehicle to aid, § 7.4(f)
 - Protective sweep, § 7.4(i)
 - Safeguarding property in vehicle not seized, § 7.4(b)
 - Unsafe condition, examination of vehicle for potential remedy, § 7.4(g)
 - Weapon, protecting public from, § 7.4(c)

INDEX

VEHICLES—Cont'd

Seizure for other purposes

Generally, § 7.3 et seq.

Evidence of crime, vehicle as, § 7.3(a)

Forfeiture or levy, vehicle subject to, § 7.3(b)

Illegally parked vehicle, impoundment, § 7.3(d)

Impoundment, generally, §§ 7.3(c) to 7.3(e)

Safekeeping, seizure of, § 7.3(c)

Unsafe vehicle, seizure of, § 7.3(e)

Subterfuge. Plain view, Subterfuge, and Related Matters, above

Unsafe condition, examination of vehicle for potential remedy, § 7.4(g)

Unsafe vehicle, impoundment of, § 7.3(e)

Vehicle identification numbers, examination of, § 2.5(d)

Weapon, protecting public from, § 7.4(c)

VESSELS

Safety and documentation inspections of, § 10.8(f)

VOLUNTARINESS

Consent searches, §§ 8.1(a); 8.1(b)

WAIVER

Consent searches, voluntariness vs. waiver of right, § 8.1(a)

Guilty plea, § 11.1(d)

Nolo contendere plea, § 11.1(d)

Objections, generally, § 11.1 et seq.

Renew objection, failure to, § 11.1(b)

Stipulated facts, conviction on, § 11.1(e)

Suppression, testimony by defendant concerning, § 11.1(c)

Testimony by defendant concerning objects sought to be suppressed, § 11.1(c)

Timely objection, failure to make, § 11.1(a)

“Waiver” theory, inspections and regulatory searches, § 10.10(b)

WARRANTLESS SEARCHES AND SEIZURES

Generally, § 4.1(b)

Aid person in need of assistance, § 6.6(a)

Arrest, warrantless, §§ 5.1(b); 5.1(g)

Death scene investigation, § 6.5(e)

Entry and search for evidence

Generally, § 6.5 et seq.

Death scene investigation, § 6.5(e)

Evidence, destruction or removal of, § 6.5(b)

Exigent circumstances, §§ 6.5(b); 6.5(d)

Impoundment alternative, § 6.5(c)

Risk of death or bodily harm, exigent circumstances, § 6.5(d)

Supreme Court cases, § 6.5(a)

Evidence, destruction or removal of, § 6.5(b)

Exigent circumstances, §§ 6.5(b); 6.5(d)

Impoundment alternative, § 6.5(c)

Inspections and regulatory searches, § 10.2(e)

Other purposes, § 6.6(c)

Prompt judicial review of warrantless arrest, § 5.1(g)

WARRANTLESS SEARCHES AND SEIZURES—Cont'd

- Property, protection of, § 6.6(b)
- Protection of property, § 6.6(b)
- Risk of death or bodily harm, exigent circumstances, § 6.5(d)
- Supreme Court cases, § 6.5(a)
- Warrantless arrest, prompt judicial review of, § 5.1(g)

WARRANTS

- Search warrants, this index

WEAPONS

- Exclusionary rule, § 9.6(f)
- “Frisk” for, generally, § 9.6 et seq.
- Identification searches distinguished, § 9.6(g)
- Initiating a “frisk”, basis for, § 9.6(a)
- Pat-down, grounds to search after, § 9.6(c)
- Pat-down of a person, need for and extent of, § 9.6(b)
- Protective search beyond the person, § 9.6(e)
- Search, extent of after pat-down of the person, § 9.6(d)
- Searches for, § 5.2(d)
- Subterfuge, § 9.6(f)
- Vehicles, § 7.4(c)
- Weapons detector, senses and sensory aids, § 2.2(d)

WITNESSES

- Fruit of the poisonous tree, testimony as, § 11.4(i)
- Information from
 - Generally, § 3.4 et seq.
 - Basis of knowledge, § 3.4(b)
 - Knowledge, basis of, § 3.4(b)
 - Sufficiency of information supplied, § 3.4(c)
 - Veracity of, § 3.4(a)
- Stop and frisk, § 9.2(b)

X-RAYS

- Protected areas and interests, § 2.2(d)