

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): TELEPHONE NO.: _____ FAX NO. (Optional): _____ EMAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): _____	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO CENTRAL DIVISION, JUVENILE COURT, 2851 MEADOW LARK DR., SAN DIEGO, CA 92123	
IN THE MATTER OF _____ <div style="text-align: right;">A MINOR</div>	
PETITIONER(S) _____	DSS NO.: _____
INVESTIGATIVE SEARCH WARRANT	CASE NO.: _____ DEPT. NO.: _____

FINDINGS AND ORDERS

Child Abuse Investigation Warrant Number: _____

TO ANY PEACE OFFICER IN THE COUNTY OF SAN DIEGO:

Proof by affidavit having been made before me by Health and Human Services Agency (HHSA) – Child Welfare Services (CWS) Social Worker _____ that there is probable cause to believe that, pursuant to Welf. & Inst. Code §§ 328, 16501(f) and 16504, and California Department of Social Services regulation MPP 31-101, an in-person investigative response is required to determine if the child(ren) is described within Welf. & Inst. Code § 300 and in need of being taken into protective custody pursuant to Welf. & Inst. Code §§ 305 and 306, and that the child(ren) named herein will be found at the location set forth herein and that evidence of child abuse and neglect will be found where the child(ren) is now located or the area to be searched.

YOU ARE THEREFORE COMMANDED TO SEARCH:

The location: See investigative Search Warrant Affidavit (form 04-216) Description Page (hereafter Description Page).

FOR THE FOLLOWING PROPERTY/PERSON(S):

See Description Page.

You are to enter the premises described in Description Page, and inspect the premises for the child(ren) named and/or described in Description Page:

1. Interview and Limited Body Inspection: You, or a HHSA-CWS social worker, may question the child(ren) located at the premises outside the presence of their parents, guardian, and caregivers and conduct a limited physical examination of the child(ren) described in Description Page, which may not exceed adjusting clothing to determine if the child has visible marks indicating injury.

You, or a HHSA-CWS social worker, may separate all of the people located at the premises and interview each person separate and apart from the other people located at the premises, provided the interview takes place in and around the location being searched.

IN THE MATTER OF:	CASE NUMBER:
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2. You, or a HHSA-CWS social worker, may inspect all rooms, attics, basements, and other parts therein, any storage rooms, storage areas, service porches, bathrooms, cooking facilities, refrigerator units, cupboards, pantries, clothes containers, cabinets, closets, file cabinets, tool boxes, luggage pieces, safes, dressers, and trash receptacles of any kind located at the premises described in Description Page where the subject child(ren) described in Description Page may be hiding or concealed, or where there may be evidence of abuse or neglect.
3. You, or a HHSA-CWS social worker, may photograph all children and areas inspected.
4. You, or a HHSA-CWS social worker, are to deliver to an appropriate custodian any child taken into protective custody and notify me forthwith.
5. You, or a HHSA-CWS social worker, are to deliver to me forthwith an accounting of any items of evidence seized and any photographs taken during your inspection.
6. Based upon my findings of probable cause that the child(ren) will be found at the location to be searched, that the child(ren) is described by Welf. & Inst. Code § 300, and that evidence of child abuse and neglect will be found where the child is now located, a forcible entry to execute this warrant (pursuant to Pen. Code §§ 1531 and/or 844) is authorized if the owner or occupant refuses entry.
7. Based upon the facts contained in the affidavit in support of the warrant, you are specifically authorized to execute this warrant without the presence of the owner or occupant.
8. Based upon my finding that immediate execution is reasonably necessary under the circumstances shown, you may execute this warrant without delay. This warrant and incorporated affidavit was sworn to and subscribed before me this _____ day of _____, 20____.
9. This search warrant shall be executed within 10 days after date of issuance, meaning it shall be effective until _____ at 11:59 pm and shall expire at 12:00 am midnight the following day, and shall be returned to me prior to its expiration. After expiration, this warrant is void.
10. Other order: _____

WHEREFORE, I find probable cause for issuance of the search warrant and do so issue it:

1. A search warrant for the residence described in Description Page, directing any peace officer or HHSA-CWS social worker to search the residence for evidence of abuse/neglect and to locate the child(ren) described in Description Page at the location stated herein and described in Description Page.
2. **Forcible entry to execute this warrant:** Petitioner's agency and/or law enforcement is authorized to enter the subject location pursuant to Penal Code §§ 844 and/or 1531.
3. **Medical and/or Sexual Abuse Examination for Investigative/Evidentiary Purposes approved:**
 Yes No Not requested

Based upon the facts contained in the affidavit, there is reasonable cause to believe that the child(ren) suffered from physical abuse or sexual abuse, and, as such, you, or a person and/or agency designated by you, may seize the child(ren) and physically transport the child(ren) to an appropriate medical facility where you may consult with a medical practitioner, who has specialized training in detecting and treating child abuse injuries and neglect, and, if deemed appropriate by the medical practitioner, you may cause, and authorize, **the following child(ren)** to undergo a medical and/or sexual abuse examination for investigative and/or evidentiary purposes:

IN THE MATTER OF:	CASE NUMBER:
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Any seizure of any child(ren) under this paragraph is temporary and the child(ren) shall be released to the parent(s) and/or guardian as soon as the consultation and examination are completed. If the child(ren) is to undergo a medical and/or sexual abuse examination for investigative and/or evidentiary purposes, said medical and/or sexual abuse examination shall occur on the same day that the child(ren) is seized.

The results, medical records, medical reports, x-rays, photographs, medical notes, diagnosis, medical opinion, and other documentation and information concerning the medical and/or sexual abuse examination performed on the child(ren) referenced above shall be released to HHSA-CWS forthwith, and may be discussed with CWS.

Mother Father Legal Guardian will be invited to be present for the exam.

Mother Father Legal Guardian should be on premises, but not in the exam room.

Mother Father Legal Guardian should not be on the premises nor have any contact with the child(ren) during the exam.

4. **Night Search approved:** Yes No
Good cause for night service of this warrant having been established in the supporting affidavit, this warrant may be executed at any hour of the day or night.

5. **Hobbs Sealing approved:** Yes No

IT IS SO ORDERED.

Date: _____

Judge of the Superior Court