

IMPORTANT INFO from Greater Mankato Ice Watch - Only a judicial warrant allows officers to enter your home without your permission. An ICE warrant does not. SO ASKING FOR THE PAPERWORKS slide underneath the door, or showing through the window, NO NEED TO OPEN THE DOOR, until you confirm it is the judicial warrant.

# Judicial warrant vs ICE warrant

AO 93 (Rev. 11/13) Search and Seizure Warrant

UNITED STATES DISTRICT COURT  
for the  
District of Rhode Island

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

The person of Sarah Jane Cavanaugh (YOB:1991), 26  
Corey Avenue, Warwick, RI 02818, and any vehicles  
parked at the residence, and further described below.

**SEARCH AND SEIZURE WARRANT**

To: Any authorized law enforcement officer

Check if name is correct

Clearly stated search warrant

Check if date is correct

I find that the affidavit(s), or any recorded testimony, establish probable cause to search the person or property described above, and that such search will reveal (identify the person or describe the property to be seized).

See Attachment B.

YOU ARE COMMANDED to execute this warrant on or before **February 17, 2022** (not to exceed 14 days)

in the daytime 6:00 a.m. to 10:00 p.m.  at any time in the day or night because good cause has been established.

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

The officer executing this warrant, or an officer present during the execution of this warrant, must give a copy of the warrant and a receipt for the property taken to the person from whom, or from whose premises, the property was taken, or leave the copy and receipt at the place where the property was taken.

Pursuant to 18 U.S.C. § 3103(a)(b), I find that immediate notification may have been impractical or imprudent under the circumstances, and authorize the officer executing this warrant to do the following with respect to the property, will be searched or seized (check the appropriate box):

for \_\_\_\_\_ days (not to exceed 30)  until, the facts justifying, the later specific date of \_\_\_\_\_.

Date and time issued: **10:15 AM, Feb 3, 2022**

City and state: **Providence, Rhode Island**

**Must be signed by a judge**

**Court is identifiable**

**Lincoln D. Almond, U.S. Magistrate Judge**

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

File No. \_\_\_\_\_  
Date: \_\_\_\_\_

To: Any immigration officer or agent of the U.S. Immigration and Customs Enforcement, or any other officer or agent authorized pursuant to sections 236 and 287 of the Immigration and Nationality Act and part 287 of title 8, Code of Federal Regulations, to arrest for immigration violations

Dept. of Homeland Security

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

the execution of a charging document to initiate removal proceedings against the subject;

the pendency of ongoing removal proceedings against the subject;

the failure to establish admissibility subsequent to deferral of removal proceedings;

biometric confirmation of the subject's identity and a reasonable suspicion that the subject is inadmissible or removable based on information in the databases that affirmatively indicate, by themselves or in a reasonable suspicion that the subject either lacks immigration status or notwithstanding such status is removable under U.S. immigration law; and/or

statements made voluntarily by the subject to an immigration officer and/or other reliable evidence that affirmatively indicate the subject either lacks immigration status or notwithstanding such status is removable under U.S. immigration law.

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

**Stamp**

(Signature of Authorized Immigration Officer)

(Printed Name and Title of Authorized Immigration Officer)

**Wil be signed by an ICE agent**

**Certificate of Service**

I hereby certify that the Warrant for Arrest of Alien was served by \_\_\_\_\_ on \_\_\_\_\_ on \_\_\_\_\_ (Name of Alien) on \_\_\_\_\_ (Date of Service)

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

Name and Signature of Officer \_\_\_\_\_ Name or Number of Interpreter (if applicable) \_\_\_\_\_

## Judicial Warrant vs. ICE Warrant: What's the Difference?

### **Judicial Warrant**

Who signs it: A judge or magistrate

What it means: This is a real court order.

What it allows: Police may enter a home only if the warrant:

- Is signed by a judge

- Has the correct name and address

Police can search or arrest as described on the warrant

How to recognize it:

- Says "U.S. District Court" or state court

- Signed by a judge, not a police officer or ICE agent

### **ICE Warrant (Administrative Warrant)**

Who signs it: An ICE or DHS official (not a judge)

What it means: This is not a court order. It is an internal ICE document.

What it allows: It allows ICE to arrest a specific person named on the warrant if that person consents to come with them or is found in a place where ICE has the right to be (like public spaces).

- It allows ICE to show up and ask questions or request that someone come with them voluntarily.

- It gives ICE internal authority to document or organize a detention, but it does not override your constitutional rights.

- ICE cannot enter a home without your permission

- ICE cannot force you to open the door

- ICE cannot search your home based on this warrant alone

Important to know:

- ICE often relies on consent, confusion, or fear

- You have the right to say no and remain silent

### **At Your Door:**

- You do not have to open the door unless ICE shows a judicial warrant

- You can ask them to slide the warrant under the door or hold it up to a window

- If it is not signed by a judge, you can say: "I do not consent to entry."

### **Key Takeaway**

Only a judicial warrant allows officers to enter your home without your permission.

An ICE warrant does not.

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## Orden Judicial vs. Orden de ICE: ¿Cuál es la diferencia?

### Orden Judicial

Quién la firma: Un juez o magistrado

Qué significa: Esta es una verdadera orden de la corte.

Qué permite: La policía puede entrar a un hogar solo si la orden:

- Está firmada por un juez

- Tiene el nombre y la dirección correcta

- La policía puede registrar o arrestar según lo que diga la orden

Cómo reconocerla:

- Dice "Corte de Distrito de EE. UU." o corte estatal

- Firmada por un juez, no por un oficial de policía ni un agente de ICE

### Orden de ICE (Orden Administrativa)

Quién la firma: Un funcionario de ICE o DHS (no un juez)

Qué significa: No es una orden judicial. Es un documento interno de ICE.

Qué permite: Permite a ICE arrestar a una persona específica nombrada en la orden si esa persona consiente en acompañarlos o se encuentra en un lugar donde ICE tiene derecho a estar (como espacios públicos)

- Permite que ICE se presente y haga preguntas o solicite que alguien los acompañe voluntariamente.

- Le da a ICE autoridad interna para documentar u organizar una detención, pero no anula tus derechos constitucionales.

- ICE no puede entrar a un hogar sin tu permiso

- ICE no puede obligarte a abrir la puerta

- ICE no puede registrar tu hogar solo con esta orden

Importante saber:

- ICE a menudo depende del consentimiento, la confusión o el miedo

- Tienes el derecho a decir que no y a guardar silencio



### En tu puerta:

- No tienes que abrir la puerta a menos que ICE muestre una orden judicial

- Puedes pedir que te deslicen la orden por debajo de la puerta o que la sostengan frente a una ventana

Si no está firmada por un juez, puedes decir: "No doy mi consentimiento para que entren."



### Punto clave

Solo una orden judicial permite que los oficiales entren a tu hogar sin tu permiso.

Una orden de ICE no lo permite.