



KeyCite Yellow Flag - Negative Treatment

Not Followed on State Law Grounds [State v. Ingram](#), Iowa, June 29, 2018

96 S.Ct. 3092

Supreme Court of the United States

SOUTH DAKOTA, Petitioner,

v.

Donald OPPERMAN.

No. 75-76.

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Argued March 29, 1976.

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Decided July 6, 1976.

Synopsis

Defendant was convicted before the District County Court, Second Judicial District, Clay County, South Dakota, of possession of less than one ounce of marijuana, and he appealed. The South Dakota Supreme Court, [228 N.W.2d 152](#), reversed, and certiorari was granted. The Supreme Court, Mr. Chief Justice Burger, held that routine inventory search of defendant's locked automobile, which had been lawfully impounded for multiple violations of municipal parking ordinances, did not involve an “unreasonable” search in violation of the Fourth Amendment, especially since inventory was prompted by presence in plain view of a number of valuables inside the vehicle and there was no suggestion that the procedure utilized, which procedure is standard throughout the country, was a pretext concealing investigatory police motive and that once the officer was lawfully inside the vehicle to secure the personal property in plain view it was not unreasonable to open the unlocked glove compartment, to which vandals would have had ready and unobstructed access once inside the vehicle and in which the subject marijuana was discovered.

Reversed and remanded.

Mr. Justice Powell filed concurring opinion.

Mr. Justice Marshall filed a dissenting opinion in which Mr. Justice Brennan and Mr. Justice Stewart joined.

Mr. Justice White filed dissenting statement.

****3094 *364 Syllabus***

After respondent's car had been impounded for multiple parking violations the police, following standard procedures, inventoried the contents of the car. In doing so they discovered marihuana in the glove compartment, for the possession of which respondent was subsequently arrested. His motion to suppress the evidence yielded by the warrantless inventory search was denied, and respondent was thereafter convicted. The State Supreme Court reversed, concluding that the evidence had been obtained in violation of the Fourth Amendment as made applicable to the States by the Fourteenth. *Held*: The police procedures followed in this case did not involve an “unreasonable” search in violation of the ****3095** Fourth Amendment. The expectation of privacy in one's automobile is significantly less than that relating to one's home or office, *Cardwell v. Lewis*, 417 U.S. 583, 590, 94 S.Ct. 2464, 2469, 41 L.Ed.2d 325. When vehicles are impounded, police routinely follow caretaking procedures by securing and inventorying the cars' contents. These procedures have been widely sustained as reasonable under the Fourth Amendment. This standard practice was followed here, and there is no suggestion of any investigatory motive on the part of the police. Pp. 3095-3100.

S.D., [228 N.W.2d 152](#), reversed and remanded.**Attorneys and Law Firms**

William J. Janklow, Pierre, S. D., for petitioner.

Robert C. Ulrich, Vermillion, S. D., for respondent, pro hac vice, by special leave of Court.

Opinion***365** Mr. Chief Justice BURGER delivered the opinion of the Court.

We review the judgment of the Supreme Court of South Dakota, holding that local police violated the Fourth Amendment to the Federal Constitution, as applicable to the States under the Fourteenth Amendment, when they conducted a routine inventory search of an automobile lawfully impounded by police for violations of municipal parking ordinances.

(1)

Local ordinances prohibit parking in certain areas of downtown Vermillion, S. D., between the hours of 2 a. m. and 6 a. m. During the early morning hours of December 10, 1973, a Vermillion police officer observed respondent's unoccupied vehicle illegally parked in the restricted zone. At approximately 3 a. m., the officer issued an overtime parking ticket and placed it on the car's windshield. The citation warned:

“Vehicles in violation of any parking ordinance may be towed from the area.”

At approximately 10 o'clock on the same morning, another *366 officer issued a second ticket for an overtime parking violation. These circumstances were routinely reported to police headquarters, and after the vehicle was inspected, the car was towed to the city impound lot.

From outside the car at the impound lot, a police officer observed a watch on the dashboard and other items of personal property located on the back seat and back floorboard. At the officer's direction, the car door was then unlocked and, using a standard inventory form pursuant to standard police procedures, the officer inventoried the contents of the car, including the contents of the glove compartment which was unlocked. There he found marihuana contained in a plastic bag. All items, including the contraband, were removed to the police department for safekeeping.¹ During the late afternoon of December 10, respondent appeared at the police department to claim his property. The marihuana was retained by police.

Respondent was subsequently arrested on charges of possession of marihuana. His motion to suppress the evidence yielded by **3096 the inventory search was denied; he was convicted after a jury trial and sentenced to a fine of \$100 and 14 days' incarceration in the county jail. On appeal, the Supreme Court of South Dakota reversed *367 the conviction. 228 N.W.2d 152. The court concluded that the evidence had been obtained in violation of the Fourth Amendment prohibition against unreasonable searches and seizures. We granted certiorari, 423 U.S. 923, 96 Ct. 264, 46 L.Ed.2d 248 (1975), and we reverse.

(2)

This Court has traditionally drawn a distinction between automobiles and homes or offices in relation to the Fourth Amendment. Although automobiles are “effects” and thus within the reach of the Fourth Amendment, *Cady v. Dombrowski*, 413 U.S. 433, 439, 93 S.Ct. 2523, 2527, 37 L.Ed.2d 706 (1973), warrantless examinations of automobiles have been upheld in circumstances in which a search of a home or office would not. *Cardwell v. Lewis*, 417 U.S. 583, 589, 94 S.Ct. 2464, 2468, 41 L.Ed.2d 325 (1974); *Cady v. Dombrowski, supra*, 413 U.S., at 439-440, 93 S.Ct. at 2527; *Chambers v. Maroney*, 399 U.S. 42, 48, 90 S.Ct. 1975, 1979, 26 L.Ed.2d 419 (1970).

The reason for this well-settled distinction is twofold. First, the inherent mobility of automobiles creates circumstances of such exigency that, as a practical necessity, rigorous enforcement of the warrant requirement is impossible. *Carroll v. United States*, 267 U.S. 132, 153-154, 45 S.Ct. 280, 69 L.Ed. 543 (1925); *Coolidge v. New Hampshire*, 403 U.S. 443, 459-460, 91 S.Ct. 2022, 2034, 29 L.Ed.2d 564 (1971). But the Court has also upheld warrantless searches where no immediate danger was presented that the car would be removed from the jurisdiction. *Chambers v. Maroney, supra*, 399 U.S., at 51-52, 90 S.Ct. at 1981; *Cooper v. California*, 386 U.S. 58, 87 S.Ct. 788, 17 L.Ed.2d 730 (1967). Besides the element of mobility, less rigorous warrant requirements govern because the expectation of privacy with respect to one's automobile is significantly less than that relating to one's home or office.² In discharging their varied responsibilities *368 for ensuring the public safety, law enforcement officials are necessarily brought into frequent contact with automobiles. Most of this contact is distinctly noncriminal in nature. *Cady v. Dombrowski, supra*, 413 U.S. at 442, 93 S.Ct. at 2528. Automobiles, unlike homes, are subjected to pervasive and continuing governmental regulation and controls, including periodic inspection and licensing requirements. As an everyday occurrence, police stop and examine vehicles when license plates or inspection stickers have expired, or if other violations, such as exhaust fumes or excessive noise, are noted, or if headlights or other safety equipment are not in proper working order.

The expectation of privacy as to automobiles is further diminished by the obviously public nature of automobile travel. Only two Terms ago, the Court noted:

“One has a lesser expectation of privacy in a motor vehicle because its function is transportation and it seldom serves as one's residence or as the repository of personal effects. . . . A car has little capacity for escaping public scrutiny. It travels public thoroughfares where both its occupants and its contents are in plain view.” *Cardwell v. Lewis*, *supra*, 417 U.S., at 590, 94 S.Ct. at 2469.

****3097** In the interests of public safety and as part of what the Court has called “community caretaking functions,” *Cady v. Dombrowski*, *supra*, 413 U.S. at 441, 93 S.Ct. at 2528, automobiles are frequently taken into police custody. Vehicle accidents present one such occasion. To permit the uninterrupted flow of traffic and in some circumstances to preserve evidence, disabled or damaged vehicles will often be removed from the highways or streets at the behest of police engaged solely in caretaking and traffic-control activities. Police ***369** will also frequently remove and impound automobiles which violate parking ordinances and which thereby jeopardize both the public safety and the efficient movement of vehicular traffic.³ The authority of police to seize and remove from the streets vehicles impeding traffic or threatening public safety and convenience is beyond challenge.

When vehicles are impounded, local police departments generally follow a routine practice of securing and inventorying the automobiles' contents. These procedures developed in response to three distinct needs: the protection of the owner's property while it remains in police custody, *United States v. Mitchell*, 458 F.2d 960, 961 (CA9 1972); the protection of the police against claims or disputes over lost or stolen property, *United States v. Kelehar*, 470 F.2d 176, 178 (CA5 1972); and the protection of the police from potential danger, *Cooper v. California*, *supra*, 386 U.S., at 61-62, 87 S.Ct., at 790. The practice has been viewed as essential to respond to incidents of theft or vandalism. See *Cabbler v. Commonwealth*, 212 Va. 520, 522, 184 S.E.2d 781, 782 (1971), cert. denied, 405 U.S. 1073, 92 S.Ct. 1501, 31 L.Ed.2d 807 (1972); *Warrix v. State*, 50 Wis.2d 368, 376, 184 N.W.2d 189, 194 (1971). In addition, police frequently attempt to determine whether a vehicle has been stolen and thereafter abandoned.

These caretaking procedures have almost uniformly been upheld by the state courts, which by virtue of the localized nature of traffic regulation have had considerable occasion to deal with the issue.⁴ Applying the ***370** Fourth Amendment standard of “reasonableness,”⁵ the state courts

have overwhelmingly concluded that, even if an inventory is characterized as a “search,”⁶ ****3098** the ***371** intrusion is constitutionally permissible. See, e. g., *City of St. Paul v. Myles*, 298 Minn. 298, 300-301, 218 N.W.2d 697, 699 (1974); *State v. Tully*, 166 Conn. 126, 136, 348 A.2d 603, 609 (1974); *People v. Trusty*, 183 Colo. 291, 292-297, 516 P.2d 423, 425-426 (1973); *People v. Sullivan*, 29 N.Y.2d 69, 73, 323 N.Y.S.2d 945, 948, 272 N.E.2d 464, 466 (1971); *Cabbler v. Commonwealth*, *supra*; *Warrix v. State*, *supra*; *State v. Wallen*, 185 Neb. 44, 173 N.W.2d 372, cert. denied, 399 U.S. 912, 90 S.Ct. 2211, 26 L.Ed.2d 568 (1970); *State v. Criscola*, 21 Utah 2d 272, 444 P.2d 517 (1968); *State v. Montague*, 73 Wash.2d 381, 438 P.2d 571 (1968); *People v. Clark*, 32 Ill.App.3d 898, 336 N.E.2d 892 (1975); *State v. Achter*, 512 S.W.2d 894 (Mo.Ct.App.1974); *Bennett v. State*, 507 P.2d 1252 (Okl.Cr.App.1973); *People v. Willis*, 46 Mich.App. 436, 208 N.W.2d 204 (1973); *State v. All*, 17 N.C.App. 284, 193 S.E.2d 770, cert. denied, 414 U.S. 866, 94 S.Ct. 51, 38 L.Ed.2d 85 (1973); *Godbee v. State*, 224 So.2d 441 (Fla.Dist.Ct.App.1969). Even the seminal state decision relied on by the South Dakota Supreme Court in reaching the contrary result, *Mozzetti v. Superior Court*, 4 Cal.3d 699, 94 Cal.Rptr. 412, 484 P.2d 84 (1971), expressly approved police caretaking activities resulting in the securing of property within the officer's plain view.

The majority of the Federal Courts of Appeals have likewise sustained inventory procedures as reasonable police intrusions. As Judge Wisdom has observed:

“[W]hen the police take custody of any sort of container [such as] an automobile . . . it is reasonable to search the container to itemize the property to be held by the police. [This reflects] the underlying principle that the fourth amendment proscribes only *unreasonable* searches.” *United States v. Gravitt*, 484 F.2d 375, 378 (CA5 1973), cert. denied, 414 U.S. 1135, 94 S.Ct. 879, 38 L.Ed.2d 761 (1974) (emphasis in original).

***372** See also *Cabbler v. Superintendent*, 528 F.2d 1142 (CA4 1975), cert. pending, No. 75-1463; *Barker v. Johnson*, 484 F.2d 941 (CA6 1973); *United States v. Mitchell*, 458 F.2d 960 (CA9 1972); *United States v. Lipscomb*, 435 F.2d 795 (CA5 1970), cert. denied, 401 U.S. 980, 91 S.Ct. 1213, 28 L.Ed.2d 331 (1971); *United States v. Pennington*, 441 F.2d 249 (CA5), cert. denied, 404 U.S. 854, 92 S.Ct. 97, 30 L.Ed.2d 94 (1971); *United States v. Boyd*, 436 F.2d 1203 (CA5 1971); *Cotton v. United States*, 371 F.2d 385 (CA9 1967). Accord, *Lowe v. Hopper*, 400 F.Supp. 970, 976-977 (SD Ga.1975); *United States v. Spitalieri*, 391 F.Supp. 167, 169-170 (ND

Ohio 1975); *United States v. Smith*, 340 F.Supp. 1023 (Conn.1972); *United States v. Fuller*, 277 F.Supp. 97 (DC 1967), conviction aff'd, 139 U.S.App.D.C. 375, 433 F.2d 533 (1970). These cases have recognized that standard inventories often include an examination of the glove compartment, since it is a customary place for documents of ownership and registration, *United States v. Pennington*, *supra*, at 251, as well as a place for the temporary storage of valuables.

(3)

The decisions of this Court point unmistakably to the conclusion reached by both federal and state courts that inventories pursuant to standard police procedures ****3099** are reasonable. In the first such case, Mr. Justice Black made plain the nature of the inquiry before us:

“But the question here is not whether the search was *authorized* by state law. The question is rather whether the search was *reasonable* under the Fourth Amendment.” *Cooper v. California*, 386 U.S. at 61, 87 S.Ct., at 790 (emphasis added).

And, in his last writing on the Fourth Amendment, Mr. Justice Black said:

“[T]he Fourth Amendment does not require that every search be made pursuant to a warrant. It ***373** prohibits only ‘*unreasonable* searches and seizures.’ The relevant test is *not the reasonableness of the opportunity to procure a warrant*, but the reasonableness of the seizure under all the circumstances. The test of reasonableness cannot be fixed by *per se* rules; each case must be decided on its own facts.” *Coolidge v. New Hampshire*, 403 U.S., at 509-510, 91 S.Ct. 2022, 2059, 29 L.Ed.2d 564 (concurring and dissenting) (emphasis added).

In applying the reasonableness standard adopted by the Framers, this Court has consistently sustained police intrusions into automobiles impounded or otherwise in lawful police custody where the process is aimed at securing or protecting the car and its contents. In *Cooper v. California*, *supra*, the Court upheld the inventory of a car impounded under the authority of a state forfeiture statute. Even though the inventory was conducted in a distinctly criminal setting⁷ and carried out a week after the car had been impounded, the Court nonetheless found that the car search, including examination of the glove compartment where contraband

was found, was reasonable under the circumstances. This conclusion was reached despite the fact that no warrant had issued and probable cause to search for the contraband in the vehicle had not been established. The Court said in language explicitly applicable here:

“It would be unreasonable to hold that the police, having to retain the car in their custody for such a length of time, had no right, even for their own protection, to search it.” 386 U.S., at 61-62,⁸ 87 S.Ct. at 791.

***374** In the following Term, the Court in *Harris v. United States*, 390 U.S. 234, 88 S.Ct. 992, 19 L.Ed.2d 1067 (1968), upheld the introduction of evidence, seized by an officer who, after conducting an inventory search of a car and while taking means to safeguard it, observed a car registration card lying on the metal stripping of the car door. Rejecting the argument that a warrant was necessary, the Court held that the intrusion was justifiable since it was “taken to protect the car while it was in police custody.” *Id.*, at 236, 88 S.Ct. at 993.⁹

Finally, in *Cady v. Dombrowski*, *supra*, The Court upheld a warrantless search of an automobile towed to a private garage even ****3100** though no probable cause existed to believe that the vehicle contained fruits of a crime. The sole justification for the warrantless incursion was that it was incident to the caretaking function of the local police to protect the community's safety. Indeed, the protective search was instituted solely because the local police “were under the impression” that the incapacitated driver, a Chicago police officer, was required to carry his service revolver at all times; the police had reasonable grounds to believe a weapon might be in the car, and thus available to vandals. 413 U.S., at 436, 93 S.Ct. at 2525. The Court carefully noted that the protective search was ***375** carried out in accordance with *standard procedures* in the local police department, *ibid.*, a factor tending to ensure that the intrusion would be limited in scope to the extent necessary to carry out the caretaking function. See *United States v. Spitalieri*, 391 F.Supp., at 169. In reaching this result, the Court in *Cady* distinguished *Preston v. United States*, 376 U.S. 364, 84 S.Ct. 881, 11 L.Ed.2d 777 (1964), on the grounds that the holding, invalidating a car search conducted after a vagrancy arrest, “stands only for the proposition that the search challenged there could not be justified as one incident to an arrest.” 413 U.S., at 444, 93 S.Ct. at 2529. *Preston* therefore did not raise the issue of the constitutionality of a protective inventory of a car lawfully within police custody.

The holdings in *Cooper*, *Harris*, and *Cady* point the way to the correct resolution of this case. None of the three cases, of course, involves the precise situation presented here; but, as in all Fourth Amendment cases, we are obliged to look to all the facts and circumstances of this case in light of the principles set forth in these prior decisions.

“[W]hether a search and seizure is unreasonable within the meaning of the Fourth Amendment depends upon the facts and circumstances of each case” *Cooper v. California*, 386 U.S., at 59, 87 S.Ct., at 790.

The Vermillion police were indisputably engaged in a caretaking search of a lawfully impounded automobile. Cf. *United States v. Lawson*, 487 F.2d 468, 471 (CA8 1973). The inventory was conducted only after the car had been impounded for multiple parking violations. The owner, having left his car illegally parked for an extended period, and thus subject to impoundment, was not present to make other arrangements for the safekeeping of his belongings. The inventory itself was prompted by the presence in plain view of a number of *376 valuables inside the car. As in *Cady*, there is no suggestion whatever that this standard procedure, essentially like that followed throughout the country, was a pretext concealing an investigatory police motive.¹⁰

On this record we conclude that in following standard police procedures, prevailing throughout the country and approved by the overwhelming majority of courts, the conduct of the police was not “unreasonable” under the Fourth Amendment.

The judgment of the South Dakota Supreme Court is therefore reversed, and the **3101 case is remanded for further proceedings not inconsistent with this opinion.

Reversed and remanded.

Mr. Justice POWELL, concurring.

While I join the opinion of the Court, I add this opinion to express additional views as to why the search conducted in this case is valid under the Fourth and Fourteenth Amendments. This inquiry involves two distinct questions: (i) whether routine inventory searches are impermissible, and (ii) if not, whether they must be conducted pursuant to a warrant.

*377 I

The central purpose of the Fourth Amendment is to safeguard the privacy and security of individuals against arbitrary invasions by government officials. See, e. g., *United States v. Brignoni-Ponce*, 422 U.S. 873, 878, 95 S.Ct. 2574, 2573, 45 L.Ed.2d 607 (1975); *Camara v. Municipal Court*, 387 U.S. 523, 528, 87 S.Ct. 1727, 1730, 18 L.Ed.2d 930 (1967). None of our prior decisions is dispositive of the issue whether the Amendment permits routine inventory “searches”¹ of automobiles.² Resolution of this *378 question requires a weighing of the governmental and societal interests advanced to justify such intrusions against the constitutionally protected interest of the individual citizen in the privacy of his effects. *United States v. Martinez-Fuerte*, 428 U.S. 543, at 555, 96 S.Ct. 3074, at 3081, 49 L.Ed.2d 1116; *United States v. Brignoni-Ponce*, *supra*, 422 U.S. at 878-879, 95 S.Ct. at 2573 (1975); *United States v. Ortiz*, 422 U.S. 891, 892, 95 S.Ct. 2585, 2573, 45 L.Ed.2d 623 (1975); *Cady v. Dombrowski*, 413 U.S. 433, 447-448, 93 S.Ct. 2523, 2531, 37 L.Ed.2d 706 (1973); *Terry v. Ohio*, 392 U.S. 1, 20-21, 88 S.Ct. 1868, 1879, 20 L.Ed.2d 889 (1968). Cf. *Camara v. Municipal Court*, *supra*, 387 U.S. at 534-535, 87 S.Ct. at 1734. As noted in the Court’s opinion, see *ante* at 3096, three interests generally have been advanced in support of inventory searches: (i) protection of the police from danger; (ii) protection of the police against claims and disputes over lost or stolen property; and (iii) protection of the owner’s property while it remains in police custody.

Except in rare cases, there is little danger associated with impounding unsearched automobiles. But the occasional danger that may exist cannot be discounted entirely. **3102 See *Cooper v. California*, 386 U.S. 58, 61-62, 87 S.Ct. 788, 791, 17 L.Ed.2d 730 (1967). The harmful consequences in those rare cases may be great, and there does not appear to be any effective way of identifying in advance those circumstances or classes of automobile impoundments which represent a greater risk. Society also has an important interest in minimizing the number of false claims filed against police since they may diminish the community’s respect for law enforcement generally and lower department morale, thereby impairing the effectiveness of the police.³ It *379 is not clear, however, that inventories are a completely effective means of discouraging false claims, since there remains the possibility of accompanying such claims with an assertion that an item was stolen prior to the inventory or was intentionally omitted from the police records.

The protection of the owner's property is a significant interest for both the policeman and the citizen. It is argued that an inventory is not necessary since locked doors and rolled-up windows afford the same protection that the contents of a parked automobile normally enjoy.⁴ But many owners might leave valuables in their automobile temporarily that they would not leave there unattended for the several days that police custody may last. There is thus a substantial gain in security if automobiles were inventoried and valuable items removed for storage. And, while the same security could be attained by posting a guard at the storage lot, that alternative may be prohibitively expensive, especially for smaller jurisdictions.⁵

Against these interests must be weighed the citizen's interest in the privacy of the contents of his automobile. Although the expectation of privacy in an automobile is significantly less than the traditional expectation of privacy in an automobile is significantly less than the traditional expectation of privacy associated with the home, *United States v. Martinez-Fuerte*, 428 U.S., at 561–562, 96 S.Ct., at 3084; *United States v. Ortiz*, *supra*, 422 U.S., at 896 n. 2, 95 S.Ct., at 2588; see *Cardwell v. Lewis*, 417 U.S. 583, 590–591, 94 S.Ct. 2464, 2469, 41 L.Ed.2d 325 (1974) (plurality opinion), the unrestrained search *380 of an automobile and its contents would constitute a serious intrusion upon the privacy of the individual in many circumstances. But such a search is not at issue in this case. As the Court's opinion emphasizes, the search here was limited to an inventory of the unoccupied automobile and was conducted strictly in accord with the regulations of the Vermillion Police Department.⁶ Upholding searches of this type provides no general license for the police to examine all the contents of such automobiles.⁷

****3103** I agree with the Court that the Constitution permits routine inventory searches, and turn next to the question whether they must be conducted pursuant to a warrant.

*381 II

While the Fourth Amendment speaks broadly in terms of “unreasonable searches and seizures,”⁸ the decisions of this Court have recognized that the definition of “reasonableness” turns, at least in part, on the more specific dictates of the Warrant Clause. See *United States v. United States District Court*, 407 U.S. 297, 315, 92 S.Ct. 2125, 2135, 32 L.Ed.2d 752 (1972); *Katz v. United States*, 389 U.S. 347, 356, 88 S.Ct. 507, 514, 19 L.Ed.2d 576 (1967); *Camara v. Municipal Court*,

387 U.S., at 528, 87 S.Ct. at 1730. As the Court explained in *Katz v. United States*, *supra*, 389 U.S. at 357, 88 S.Ct. at 514, “[s]earches conducted without warrants have been held unlawful ‘notwithstanding facts unquestionably showing probable cause,’ *Agnello v. United States*, 269 U.S. 20, 33, 46 S.Ct. 4, 6, 70 L.Ed. 145, for the Constitution requires ‘that the deliberate, impartial judgment of a judicial officer . . . be interposed between the citizen and the police . . .’ *Wong Sun v. United States*, 371 U.S. 471, 481–482, 83 S.Ct. 407, 414, 9 L.Ed.2d 441.” Thus, although “[s]ome have argued that ‘[t]he relevant test is not whether it is reasonable to procure a search warrant, but whether the search was reasonable,’ *United States v. Rabinowitz*, 339 U.S. 56, 66, 70 S.Ct. 430, 435, 94 L.Ed. 653 (1950),” “[t]his view has not been accepted.” *United States v. United States District Court*, *supra*, 407 U.S., at 315, and n. 16, 92 S.Ct., at 2136. See *Chimel v. California*, 395 U.S. 752, 89 S.Ct. 2034, 23 L.Ed.2d 685 (1969). Except in a few carefully defined classes of cases, a search of private property without valid consent is “unreasonable” unless it has been authorized by a valid search warrant. See, e. g., *Almeida-Sanchez v. United States*, 413 U.S. 266, 269, 93 S.Ct. 2535, 2537, 37 L.Ed.2d 596 (1973); *Stoner v. California*, 376 U.S. 483, 486, 84 S.Ct. 889, 891, 11 L.Ed.2d 856 (1964); ***382** *Camara v. Municipal Court*, *supra*, 387 U.S., at 528, 87 S.Ct. at 1730; *United States v. Jeffers*, 342 U.S. 48, 51, 72 S.Ct. 93, 95, 96 L.Ed. 59 (1951); *Agnello v. United States*, 269 U.S. 20, 30, 46 S.Ct. 4, 10, 70 L.Ed. 145 (1925).

Although the Court has validated warrantless searches of automobiles in circumstances that would not justify a search of a home or office, *Cady v. Dombrowski*, 413 U.S. 433, 93 S.Ct. 2523, 37 L.Ed.2d 706 (1973); *Chambers v. Maroney*, 399 U.S. 42, 90 S.Ct. 1975, 26 L.Ed.2d 419 (1970); *Carroll v. United States*, 267 U.S. 132, 45 S.Ct. 280, 69 L.Ed. 543 (1925), these decisions establish no general “automobile exception” to the warrant requirement. See *Preston v. United States*, 376 U.S. 364, 84 S.Ct. 881, 11 L.Ed.2d 777 (1964). Rather, they demonstrate that “‘for the purposes of the Fourth Amendment there is a constitutional difference between houses and cars,’ ” *Cady v. Dombrowski*, *supra*, 413 U.S., at 439, 93 S.Ct. at 2527, quoting *Chambers v. Maroney*, *supra*, 399 U.S. at 52, 90 S.Ct. at 1981, a difference that may in some cases justify a warrantless search.⁹

****3104** The routine inventory search under consideration in this case does not fall within any of the established exceptions to the warrant requirement.¹⁰ But examination of the interests which are protected when searches are ***383** conditioned on warrants issued by a judicial officer reveals

that none of these is implicated here. A warrant may issue only upon “probable cause.” In the criminal context the requirement of a warrant protects the individual's legitimate expectation of privacy against the overzealous police officer. “Its protection consists in requiring that those inferences [concerning probable cause] be drawn by a neutral and detached magistrate instead of being judged by the officer engaged in the often competitive enterprise of ferreting out crime.” *Johnson v. United States*, 333 U.S. 10, 14, 68 S.Ct. 367, 369, 92 L.Ed. 436 (1948). See, e. g., *United States v. United States District Court*, *supra*, 407 U.S. at 316-318, 92 S.Ct. at 2136. Inventory searches, however, are not conducted in order to discover evidence of crime. The officer does not make a discretionary determination to search based on a judgment that certain conditions are present. Inventory searches are conducted in accordance with established police department rules or policy and occur whenever an automobile is seized. There are thus no special facts for a neutral magistrate to evaluate.

A related purpose of the warrant requirement is to prevent hindsight from affecting the evaluation of the reasonableness of a search. See *United States v. Martinez-Fuerte*, 428 U.S., at 565, 96 S.Ct., at 3086; cf. *United States v. Watson*, 423 U.S. 411, 455 n. 22, 96 S.Ct. 820, 843, 46 L.Ed.2d 598 (1976) (Marshall, J., dissenting). In the case of an inventory search conducted in accordance with standard police department procedures, there is no significant danger of hindsight justification. The absence of a warrant will not impair the effectiveness of post-search review of the reasonableness of a particular inventory search.

Warrants also have been required outside the context of a criminal investigation. In *Camara v. Municipal Court*, the Court held that, absent consent, a warrant was necessary to conduct an areawide building code inspection, *384 even though the search could be made absent cause to believe that there were violations in the particular buildings being searched. In requiring a warrant the Court emphasized that “[t]he practical effect of [the existing warrantless search procedures had been] to leave the occupant subject to the discretion of the official in the field,” since “when [an] inspector demands entry, the occupant ha[d] no way of knowing whether enforcement of the municipal code involved require[d] inspection of his premises, no way of knowing the lawful limits of the inspector's power to search, and no way of knowing whether the inspector himself [was] acting under proper authorization.” 387 U.S., at 532, 87 S.Ct. at 1732.

In the inventory search context these concerns are absent. The owner or prior occupant of the automobile is not present, nor, in many cases, is there any real likelihood that he could be located within a reasonable period of time. More importantly, no significant discretion is placed in the hands of the individual officer: he usually has no **3105 choice as to the subject of the search or its scope.¹¹

In sum, I agree with the Court that the routine inventory search in this case is constitutional.

Mr. Justice MARSHALL, with whom Mr. Justice BRENNAN and Mr. Justice STEWART join, dissenting.

The Court today holds that the Fourth Amendment permits a routine police inventory search of the closed *385 glove compartment of a locked automobile impounded for ordinary traffic violations. Under the Court's holding, such a search may be made without attempting to secure the consent of the owner and without any particular reason to believe the impounded automobile contains contraband, evidence, or valuables, or presents any danger to its custodians or the public.¹ Because I believe this holding to be contrary to sound elaboration of established Fourth Amendment principles, I dissent.

As Mr. Justice POWELL recognizes, the requirement of a warrant aside, resolution of the question whether an inventory search of closed compartments inside a locked automobile can ever be justified as a constitutionally “reasonable” search² depends upon a reconciliation of the owner's constitutionally protected privacy interests against governmental intrusion, and legitimate governmental interests furthered by securing the car and its contents. *Terry v. Ohio*, 392 U.S. 1, 20-21, 88 S.Ct. 1868, 1879, 20 L.Ed.2d 889 (1968); *Camara v. Municipal Court*, 387 U.S. 523, 534-535, 536-537, 87 S.Ct. 1727, 1733, 18 L.Ed.2d 930 (1967). The Court fails clearly to articulate the reasons for its reconciliation of these interests in this case, but it is at least clear to me that the considerations *386 alluded to by the Court, and further discussed by Mr. Justice POWELL, are insufficient to justify the Court's result in this case.

To begin with, the Court appears to suggest by reference to a “diminished” expectation of privacy, *ante*, at 3096, that a person's constitutional interest in protecting the integrity of closed compartments of his locked automobile may routinely be sacrificed to governmental interests requiring

interference with that privacy that are less compelling than would be necessary to justify a search of similar scope of the person's home or office. This has never been the law. The Court correctly observes that some prior cases have drawn distinctions between automobiles and homes or offices in Fourth Amendment cases; but even as the Court's discussion makes clear, the reasons for distinction in those cases are not present here. Thus, *Chambers v. Maroney*, 399 U.S. 42, 90 S.Ct. 1975, 26 L.Ed.2d 419 (1970), and *Carroll v. United States*, 267 U.S. 132, 45 S.Ct. 280, 69 L.Ed. 543 (1925), permitted certain probable-cause searches to be carried out without warrants in view of the exigencies created by the mobility of automobiles, but both decisions reaffirmed that the standard of probable cause necessary to authorize such a search was no less ****3106** than the standard applicable to search of a home or office. *Chambers, supra*, 399 U.S., at 51, 90 S.Ct., at 1981; *Carroll, supra*, 267 U.S., at 155-156, 45 S.Ct., at 286.³ In other contexts the Court has recognized that automobile travel sacrifices some privacy interests to the publicity of plain view, e. g., *Cardwell v. Lewis*, 417 U.S. 583, 590, 94 S.Ct. 2464, 2469, 41 L.Ed.2d 325 (1974) (plurality opinion); cf. *Harris v. United States*, 390 U.S. 234, 88 S.Ct. 992, 19 L.Ed.2d 1067 (1968). But this recognition, too, is inapposite here, for there is no question of plain view in ****387** this case.⁴ Nor does this case concern intrusions of the scope that the Court apparently assumes would ordinarily be permissible in order insure the running safety of a car. While it may be that privacy expectations associated with automobile travel are in some regards less than those associated with a home or office, see *United States v. Martinez-Fuerte*, 428 U.S. 543, at 561-562, 96 S.Ct. 3074, at 3084, 49 L.Ed.2d 1116, it is equally clear that “[t]he word ‘automobile’ is not a talisman in whose presence the Fourth Amendment fades away . . .,” ****388** *Coolidge v. New Hampshire*, 403 U.S. 443, 461, 91 S.Ct. 2022, 2035, 29 L.Ed.2d 564 (1971).⁵ Thus, we have recognized that “[a] search, even of an automobile, is a substantial invasion of privacy,” *United States v. Ortiz*, 422 U.S. 891, 896, 95 S.Ct. 2585, 2588, 45 L.Ed.2d 623 (1975) (emphasis added), and accordingly our cases have consistently recognized that the nature and substantiality of interest required to justify a search of private areas of an automobile is no less than that necessary to justify an intrusion of similar scope into a home or office. See, e. g., *United States v. Ortiz, supra*; *Almeida-Sanchez v. United States*, 413 U.S. 266, 269-270, 93 S.Ct. 2535, 2538, 37 L.Ed.2d 596 (1973); *Coolidge, supra*; *Dyke v. Taylor Implement Mfg. Co.*, 391 U.S. 216, 221-222, 88 S.Ct. 1472, 1475, 20 L.Ed.2d 538 (1968);

Preston v. United States, 376 U.S. 364, 84 S.Ct. 881, 11 L.Ed.2d 777 (1964).⁶

****389** The Court's opinion appears to suggest that its result may in any event be justified ****3107** because the inventory search procedure is a “reasonable” response to “three distinct needs: the protection of the owner's property while it remains in police custody . . .; the protection of the police against claims or disputes over lost or stolen property . . .; and the protection of the police from potential danger.” *Ante*, at 3096.⁷

This suggestion is flagrantly misleading, however, because the record of this case explicitly belies any relevance of the last two concerns. In any event it is my view that none of these “needs,” separately or together, can suffice to justify the inventory search procedure approved by the Court.

First, this search cannot be justified in any way as a safety measure, for—though the Court ignores it—the sole purpose given by the State for the Vermillion police's inventory procedure was to secure Valuables, Record 75, 98. Nor is there any indication that the officer's search in this case was tailored in any way to safety concerns, or that ordinarily it is so circumscribed. Even aside from the actual basis for the police practice in this case, however, I do not believe that any blanket safety argument could justify a program of routine ****390** searches of the scope permitted here. As Mr. Justice POWELL recognizes, ordinarily “there is little danger associated with impounding unsearched automobiles,” *ante*, at 3101.⁸ ****3108** Thus, while the safety rationale may not be entirely discounted when it is actually relied upon, it surely cannot justify the search of every car upon the basis of undifferentiated possibility of harm; on the contrary, such an intrusion could ordinarily be justified only in those individual cases where the officer's inspection was prompted by specific circumstances indicating the possibility ****391** of a particular danger. See *Terry v. Ohio*, 392 U.S., at 21, 27, 88 S.Ct. at 1879; cf. *Cady v. Dombrowski*, 413 U.S. 433, 448, 93 S.Ct. 2523, 2531, 37 L.Ed.2d 706 (1973).

Second, the Court suggests that the search for valuables in the closed glove compartment might be justified as a measure to protect the police against lost property claims. Again, this suggestion is belied by the record, since—although the Court declines to discuss it—the South Dakota Supreme Court's interpretation of state law explicitly absolves the police, as “gratuitous depositors,” from any obligation

beyond inventorying objects in plain view and locking the car. 228 N.W.2d 152, 159 (1975),⁹ Moreover, as Mr. Justice POWELL notes, *Ante*, at 3101, it may well be doubted that an inventory procedure would in any event work significantly to minimize the frustrations of false claims.¹⁰

Finally, the Court suggests that the public interest in protecting valuables that may be found inside a closed compartment of an impounded car may justify the inventory procedure. I recognize the genuineness of this governmental interest in protecting property from pilferage. But even if I assume that the posting of a guard would be fiscally impossible as an alternative means to *392 the same protective end,¹¹ I cannot agree with the Court's conclusion. The Court's result authorizes—indeed it appears to require—the routine search of nearly every¹² car impounded.¹³ In my view, the Constitution does not permit such searches as a matter of routine; absent specific consent, such a search is permissible only in exceptional circumstances of particular necessity.

It is at least clear that any owner might prohibit the police from executing a protective search of his impounded car, since by hypothesis the inventory is conducted for the owner's benefit. Moreover, it is obvious that not everyone whose car is impounded **3109 would want it to be searched. Respondent himself proves this; but *393 one need not carry contraband to prefer that the police not examine one's private possessions. Indeed, that preference is the premise of the Fourth Amendment. Nevertheless, according to the Court's result the law may presume that each owner in respondent's position consents to the search. I cannot agree. In my view, the Court's approach is squarely contrary to the law of consent;¹⁴ it ignores the duty, in the absence of consent, to analyze in each individual case whether there is a need to search a particular car for the protection of its owner which is sufficient to outweigh the particular invasion. It is clear to me under established principles that in order to override the absence of explicit consent, such a search must at least be conditioned upon the fulfillment of two requirements.¹⁵ First, there must be specific cause to believe that a search of the scope to be undertaken is necessary in order to preserve the integrity of particular valuable property threatened by the impoundment: “[I]n justifying the particular intrusion the police officer must be able to point to specific and articulable facts which . . . reasonably warrant that intrusion.” *Terry v. Ohio*, 392 U.S., at 21, 88 S.Ct. at 1880.

Such a requirement of “specificity in the information upon which police action is predicated is the central teaching of this Court's Fourth Amendment jurisprudence,” *id.*, at 21 n. 18, 88 S.Ct., at 1880, for “[t]he basic purpose of this *394 Amendment, as recognized in countless decisions of this Court, is safeguard the privacy and security of individuals against arbitrary invasions by governmental officials.” *Camara v. Municipal Court*, 387 U.S., at 528, 87 S.Ct. at 1730. Cf. *United States v. Brignoni-Ponce*, 422 U.S. 873, 883-884, 95 S.Ct. 2574, 2588, 45 L.Ed.2d 607 (1975); *Cady v. Dombrowski*, 413 U.S., at 448, 93 S.Ct. at 2531; *Terry v. Ohio*, *supra*, 392 U.S., at 27, 88 S.Ct. at 1883. Second, even where a search might be appropriate, such an intrusion may only follow the exhaustion and failure of reasonable efforts under the circumstances to identify and reach the owner of the property in order to facilitate alternative means of security or to obtain his consent to the search, for in this context the right to refuse the search remains with the owner. Cf. *Bumper v. North Carolina*, 391 U.S. 543, 88 S.Ct. 1788, 20 L.Ed.2d 797 (1968).¹⁶

Because the record in this case shows that the procedures followed by the Vermillion police in searching respondent's car fall far short of these standards, in my view the search was impermissible and its fruits must be suppressed. First, so far as the record shows, the police in this case had no reason to believe that the glove compartment of the impounded car contained particular property of any substantial value. Moreover, the owner had apparently thought it adequate to protect whatever he left in the car overnight on the street in a business area simply to lock the car, and there is nothing in the record to show that the impoundment *395 lot would prove a less secure location against pilferage,¹⁷ cf. *Mozzetti v. Superior Court*, 4 Cal.3d 699, 707, 94 Cal.Rptr. 412, 484 P.2d 84, 89 (1971), particularly when it would seem likely that the owner would claim his car and its contents promptly, at least if it contained valuables worth protecting.¹⁸ Even if the police had cause to believe that the impounded car's glove compartment contained particular valuables, however, they made no effort to secure the owner's consent to the search. Although the Court relies, as it must, upon the fact that respondent was not present to make other arrangements for the re of his belongings, *ante*, at 3099, in my view that is not the end of the inquiry. Here the police readily ascertained the ownership of the vehicle, Record 98-99, yet they searched it immediately without taking any steps to locate respondent and procure his consent to the inventory or advise him to make alternative arrangements to safeguard his property, *id.*, at 32,

72, 73, 79. Such a failure is inconsistent with the rationale that the inventory procedure is carried out for the benefit of the owner.

The Court's result in this case elevates the conservation of property interests—indeed mere possibilities of property interests—above the privacy and security interests *396 protected by the Fourth Amendment. For this reason I dissent. On the remand it should be clear in any event that this Court's holding does not preclude a corary resolution of this case or others involving the same issues under any applicable state law. See *Oregon v. Hass*, 420 U.S. 714, 726, 95 S.Ct. 1215, 1223, 43 L.Ed.2d 570 (1975) (Marshall, J., dissenting).

Statement of Mr. Justice WHITE.

Although I do not subscribe to all of my Brother MARSHALL's dissenting opinion, particularly some aspects of his discussion concerning the necessity for obtaining the consent of the car owner, I agree with most of his analysis and conclusions and consequently dissent from the judgment of the Court.

All Citations

428 U.S. 364, 96 S.Ct. 3092, 49 L.Ed.2d 1000

Footnotes

* The syllabus constitutes no part of the opinion of the Court but has been prepared by the Reporter of Decisions for the convenience of the reader. See *United States v. Detroit Timber & Lumber Co.*, 200 U.S. 321, 337, 26 S.Ct. 282, 287, 50 L.Ed. 499.

1 At respondent's trial, the officer who conducted the inventory testified as follows:

"Q. And why did you inventory this car?

"A. Mainly for safekeeping, because we have had a lot of trouble in the past of people getting into the impound lot and breaking into cars and stealing stuff out of them.

"Q. Do you know whether the vehicles that were broken into . . . were locked or unlocked?

"A. Both of them were locked, they would be locked." Record 74.

In describing the impound lot, the officer stated:

"A. It's the old county highway yard. It has a wooden fence partially around part of it, and kind of a dilapidated wire fence, a makeshift fence." *Id.*, at 73.

2 In *Camara v. Municipal Court*, 387 U.S. 523, 87 S.Ct. 1727, 18 L.Ed.2d 930 (1967), and *See v. City of Seattle*, 387 U.S. 541, 87 S.Ct. 1737, 18 L.Ed.2d 943 (1967), the Court held that a warrant was required to effect an unconsented administrative entry into and inspection of private dwellings or commercial premises to ascertain health or safety conditions. In contrast, this procedure has never been held applicable to automobile inspections for safety purposes.

3 The New York Court of Appeals has noted that in New York City alone, 108,332 cars were towed away for traffic violations during 1969. *People v. Sullivan*, 29 N.Y.2d 69, 71, 323 N.Y.S.2d 945, 946, 272 N.E.2d 464, 465 (1971).

4 In contrast to state officials engaged in everyday caretaking functions:

"The contact with vehicles by federal law enforcement officers usually, if not always, involves the detection or investigation of crimes unrelated to the operation of a vehicle." *Cady v. Dombrowski*, *supra*, 413 U.S. 433, 440, 93 S.Ct. 2523, 2527 (1973).

- 5 In analyzing the issue of reasonableness *vel non* the courts have not sought to determine whether a protective inventory was justified by "probable cause." The standard of probable cause is peculiarly related to criminal investigations, not routine, noncriminal procedures. See generally [Note, Warrantless Searches and Seizures of Automobiles](#), 87 *Harv.L.Rev.* 835, 850-851 (1974). The probable-cause approach is unhelpful when analysis centers upon the reasonableness of routine administrative caretaking functions, particularly when no claim is made that the protective procedures are a subterfuge for criminal investigations.

In view of the noncriminal context of inventory searches, and the inapplicability in such a setting of the requirement of probable cause, courts have held—and quite correctly—that search warrants are not required, linked as the warrant requirement textually is to the probable-cause concept. We have frequently observed that the warrant requirement assures that legal inferences and conclusions as to probable cause will be drawn by a neutral magistrate unrelated to the criminal investigative-enforcement process. With respect to noninvestigative police inventories of automobiles lawfully within governmental custody, however, the policies underlying the warrant requirement, to which Mr. Justice POWELL refers, are inapplicable.

- 6 Given the benign noncriminal context of the intrusion, see *Wyman v. James*, 400 U.S. 309, 317, 91 S.Ct. 381, 385, 27 L.Ed.2d 408 (1971), some courts have concluded that an inventory does not constitute a search for Fourth Amendment purposes. See *e. g.*, *People v. Sullivan*, *supra*, 29 N.Y.2d, at 77, 323 N.Y.S.2d, at 952, 272 N.E.2d, at 469; *People v. Willis*, 46 Mich.App. 436, 208 N.W.2d 204 (1973); *State v. Wallen*, 185 Neb. 44, 49-50, 173 N.W.2d 372, 376, cert. denied, 399 U.S. 912, 90 S.Ct. 2211, 26 L.Ed.2d 568 (1970). Other courts have expressed doubts as to whether the intrusion is classifiable as a search. *State v. All*, 17 N.C.App. 284, 286, 193 S.E.2d 770, 772, cert. denied, 414 U.S. 866, 94 S.Ct. 51, 38 L.Ed.2d 85 (1973). Petitioner, however, has expressly abandoned the contention that the inventory in this case is exempt from the Fourth Amendment standard of reasonableness. Tr. of Oral Arg. 5.

- 7 In *Cooper*, the owner had been arrested on narcotics charges, and the car was taken into custody pursuant to the state forfeiture statute. The search was conducted several months before the forfeiture proceedings were actually instituted.

- 8 There was, of course, no certainty at the time of the search that forfeiture proceedings would ever be held. Accordingly, there was no reason for the police to assume automatically that the the automobile would eventually be forfeited to the State. Indeed, as the California Court of Appeal stated, "[T]he instant record nowhere discloses that forfeiture proceedings were instituted in respect to defendant's car" *People v. Cooper*, 234 Cal.App.2d 587, 596, 44 Cal.Rptr. 483, 489 (1965). No reason would therefore appear to limit *Cooper* to an impoundment pursuant to a forfeiture statute.

- 9 The Court expressly noted that the legality of the inventory was not presented, since the evidence was discovered at the point when the officer was taking protective measures to secure the automobile from the elements. But the Court clearly held that the officer acted properly in opening the car for protective reasons.

- 10 The inventory was not unreasonable in scope. Respondent's motion to suppress in state court challenged the inventory only as to items inside the car not in plain view. But once the policeman was lawfully inside the car to secure the personal property in plain view, it was not unreasonable to open the unlocked glove compartment, to which vandals would have had ready and unobstructed access once inside the car.

The "consent" theory advanced by the dissent rests on the assumption that the inventory is exclusively for the protection of the car owner. It is not. The protection of the municipality and public officers from claims

of lost or stolen property and the protection of the public from vandals who might find a firearm, *Cady v. Dombrowski*, or as here, contraband drugs, are also crucial.

- 1 Routine inventories of automobiles intrude upon an area in which the private citizen has a “reasonable expectation of privacy.” *Katz v. United States*, 389 U.S. 347, 360, 88 S.Ct. 507, 516, 19 L.Ed.2d 576 (1967) (Harlan, J., concurring). Thus, despite their benign purpose, when conducted by government officials they constitute “searches” for purposes of the Fourth Amendment. See *Terry v. Ohio*, 392 U.S. 1, 18 n. 15, 88 S.Ct. 1868, 1878, 20 L.Ed.2d 889 (1968); *United States v. Lawson*, 487 F.2d 468 (CA8 1973); *Mozzetti v. Superior Court*, 4 Cal.3d 699, 709-710, 94 Cal.Rptr. 412, 484 P.2d 84, 90-91 (1971) (en banc). Cf. *Cardwell v. Lewis*, 417 U.S. 583, 591, 94 S.Ct. 2464, 2469, 41 L.Ed.2d 325 (1974) (plurality opinion).
- 2 The principal decisions relied on by the State to justify the inventory search in this case, *Harris v. United States*, 390 U.S. 234, 88 S.Ct. 992, 19 L.Ed.2d 1067 (1968); *Cooper v. California*, 386 U.S. 58, 87 S.Ct. 788, 17 L.Ed.2d 730 (1967); and *Cady v. Dombrowski*, 413 U.S. 433, 93 S.Ct. 2523, 37 L.Ed.2d 706 (1973), each relied in part on significant factors not found here. *Harris* only involved an application of the “plain view” doctrine. In *Cooper* the Court validated an automobile search that took place one week after the vehicle was impounded on the theory that the police had a possessory interest in the car based on a state forfeiture statute requiring them to retain it some four months until the forfeiture sale. See 386 U.S., at 61-62, 87 S.Ct. at 791. Finally, in *Cady* the Court held that the search of an automobile trunk “which the officer reasonably believed to contain a gun” was not unreasonable within the meaning of the Fourth and Fourteenth Amendments. 413 U.S., at 448, 93 S.Ct. at 2531. See also *id.*, at 436-437, 93 S.Ct. at 2526. The police in a typical inventory search case, however, will have no reasonable belief as to the particular automobile's contents. And, although the police in this case knew with certainty that there were items of personal property within the exposed interior of the car—*i. e.*, the watch on the dashboard—see *ante*, at 3095, this information alone did not, in the circumstances of this case, provide additional justification for the search of the closed console glove compartment in which the contraband was discovered.
- 3 The interest in protecting the police from liability for lost or stolen property is not relevant in this case. Respondent's motion to suppress was limited to items inside the automobile not in plain view. And, the Supreme Court of South Dakota here held that the removal of objects in plain view, and the closing of windows and locking of doors, satisfied any duty the police department owed the automobile's owner to protect property in police possession. S.D., 228 N.W.2d 152, 159 (1975).
- 4 See *Mozzetti v. Superior Court*, *supra*, 4 Cal3d, at 709–710, 94 Cal.Rptr. 412, 484 P.2d, at 90–91.
- 5 See Note, *Warrantless Searches and Seizures of Automobiles*, 87 Harv.L.Rev. 835, 853 (1974).
- 6 A complete “inventory report” is required of all vehicles impounded by the Vermillion Police Department. The standard inventory consists of a survey of the vehicle's exterior—windows, fenders, trunk, and hood—apparently for damage, and its interior, to locate “valuables” for storage. As part of each inventory a standard report form is completed. The report in this case listed the items discovered in both the automobile's interior and the unlocked glove compartment. The only notation regarding the trunk was that it was locked. A police officer testified that all impounded vehicles are searched, that the search always includes the glove compartment, and that the trunk had not been searched in this case because it was locked. See Record 33–34, 73–79.
- 7 As part of their inventory search the police may discover materials such as letters or checkbooks that “touch upon intimate areas of an individual's personal affairs,” and “reveal much about a person's activities, associations, and beliefs.” *California Bankers Assn. v. Shultz*, 416 U.S. 21, 78–79, 94 S.Ct. 1494, 1525, 39 L.Ed.2d 812 (1974) (Powell, J., concurring). See also *Fisher v. United States*, 425 U.S. 391, 401 n. 7, 96 S.Ct. 1569, 1576, 48 L.Ed.2d 39 (1976). In this case the police found, *inter alia*, “miscellaneous papers,” a

checkbook, an installment loan book, and a social security status card. Record 77. There is, however, no evidence in the record that in carrying out their established inventory duties the Vermillion police do other than search for and remove for storage such property without examining its contents.

8 The Amendment provides that

“The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no Warrants shall issue, but upon probable cause, supported by Oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.”

9 This difference turns primarily on the mobility of the automobile and the impracticability of obtaining a warrant in many circumstances, e. g., *Carroll v. United States*, 267 U.S. 132, 153-154, 45 S.Ct. 280, 294, 69 L.Ed. 543 (1925). The lesser expectation of privacy in an automobile also is important. See *United States v. Ortiz*, 422 U.S. 891, 896 n. 2, 95 S.Ct. 2585, 2588, 45 L.Ed.2d 623 (1975); *Cardwell v. Lewis*, 417 U.S., at 590, 94 S.Ct. at 2469; *Almeida-Sanchez v. United States*, 413 U.S. 266, 279, 93 S.Ct. 2535, 2542, 37 L.Ed.2d 596 (1973) (Powell, J., concurring). See *Cady v. Dombrowski*, 413 U.S. at 441-442, 93 S.Ct. at 2528.

10 See, e. g., *Chimel v. California*, 395 U.S. 752, 89 S.Ct. 2034, 23 L.Ed.2d 685 (1969); *Terry v. Ohio*, 392 U.S. 1, 88 S.Ct. 1868, 20 L.Ed.2d 889 (1968); *Warden v. Hayden*, 387 U.S. 294, 298-300, 87 S.Ct. 1642, 1645, 18 L.Ed.2d 782 (1967); *Cooper v. California*, 386 U.S. 58, 87 S.Ct. 788, 17 L.Ed.2d 730 (1967); *Brinegar v. United States*, 338 U.S. 160, 174-177, 69 S.Ct. 1302, 1310, 93 L.Ed. 1879 (1949); *Carroll v. United States*, *supra*, 267 U.S., at 153, 156, 45 S.Ct. at 283. See also *McDonald v. United States*, 335 U.S. 451, 454-456, 69 S.Ct. 191, 192, 93 L.Ed. 153 (1948); *United States v. Mapp*, 476 F.2d 67, 76 (CA2 1973) (listing then-recognized exceptions to warrant requirement: (i) hot pursuit; (ii) plain-view doctrine; (iii) emergency situation; (iv) automobile search; (v) consent; and (vi) incident to arrest).

11 In this case, for example, the officer who conducted the search testified that the offending automobile was towed to the city impound lot after a second ticket had been issued for a parking violation. The officer further testified that all vehicles taken to the lot are searched in accordance with a “standard inventory sheet” and “all items [discovered in the vehicles] are removed for safekeeping.” Record 74. See n. 6, *supra*.

1 The Court does not consider, however, whether the police might open and search the glove compartment if it is locked, or whether the police might search a locked trunk or other compartment.

2 I agree with Mr. Justice POWELL's conclusion, ante, at 3100 n. 1, that, as petitioner conceded, Tr. of Oral Arg. 5, the examination of the closed glove compartment in this case is a “search.” See *Camara v. Municipal Court*, 387 U.S. 523, 530, 87 S.Ct. 1727, 1732, 18 L.Ed.2d 930 (1967): “It is surely anomalous to say that the individual and his private property are fully protected by the Fourth Amendment only when the individual is suspected of criminal behavior.” See also *Cooper v. California*, 386 U.S. 58, 61, 87 S.Ct. 788, 790, 17 L.Ed.2d 730 (1967), quoted in n. 5, *infra*. Indeed, the Court recognized in *Harris v. United States*, 390 U.S. 234, 236, 88 S.Ct. 992, 993, 19 L.Ed.2d 1067 (1968), that the procedure invoked here would constitute a search for Fourth Amendment purposes.

3 This is, of course, “probable cause in the sense of specific knowledge about a particular automobile.” *Almeida-Sanchez v. United States*, 413 U.S. 266, 281, 93 S.Ct. 2535, 2544, 37 L.Ed.2d 596 (1973) (Powell, J., concurring).

4 In its opinion below, the Supreme Court of South Dakota stated that in its view the police were constitutionally justified in entering the car to remove, list, and secure objects in plain view from the outside of the car. 228 N.W.2d 152, 158-159 (1975). This issue is not presented on certiorari here.

Contrary to the Court's assertion, however, *ante*, at 3099-3100, the search of respondent's car was not in any way "prompted by the presence in plain view of a number of valuables inside the car." In fact, the record plainly states that every vehicle taken to the city impound lot was inventoried, Record 33, 74, 75, and that as a matter of "standard procedure," "every inventory search" would involve entry into the car's closed glove compartment. *Id.*, at 43, 44. See also Tr. of Oral Arg. 7. In any case, as Mr. Justice POWELL recognizes, *ante*, at 3100 n. 2, entry to remove plain-view articles from the car could not justify a further search into the car's closed areas. Cf. *Chimel v. California*, 395 U.S. 752, 763, 764-768, 89 S.Ct. 2034, 2040, 23 L.Ed.2d 685 (1969). Despite the Court's confusion on this point—further reflected by its discussion of *Mozzetti v. Superior Court*, 4 Cal.3d 699, 94 Cal.Rptr. 412, 484 P.2d 84 (1971), *ante* at 3097, and its reliance on state and lower federal-court cases approving nothing more than inventorying of plain-view items, e. g., *Barker v. Johnson*, 484 F.2d 941 (CA6 1973); *United States v. Mitchell*, 458 F.2d 960 (CA9 1972); *United States v. Fuller*, 277 F.Supp. 97 (DC 1967), conviction aff'd, 139 U.S.App.D.C. 375, 433 F.2d 533 (1970); *State v. Tully*, 166 Conn. 126, 348 A.2d 603 (1974); *State v. Achter*, 512 S.W.2d 894 (Mo.Ct.App.1974); *State v. All*, 17 N.C.App. 284, 193 S.E.2d 770, cert. denied, 414 U.S. 866, 94 S.Ct. 51, 38 L.Ed.2d 85 (1973)—I must conclude that the Court's holding also permits the intrusion into a car and its console even in the absence of articles in plain view.

- 5 Moreover, as the Court observed in *Cooper v. California*, *supra*, 386 U.S., at 61, 87 S.Ct. at 791: "[L]awful custody of an automobile does not of itself dispense with constitutional requirements of searches thereafter made of it."
- 6 It would be wholly unrealistic to say that there is no reasonable and actual expectation in maintaining the privacy of closed compartments of a locked automobile, when it is customary for people in this day to carry their most personal and private papers and effects in their automobiles from time to time. Cf. *Katz v. United States*, 389 U.S. 347, 352, 88 S.Ct. 507, 516, 19 L.Ed.2d 576 (1967) (opinion of the Court; *id.*, at 361, 88 S.Ct., at 516 (Harlan, J., concurring)). Indeed, this fact is implicit in the very basis of the Court's holding—that such compartments may contain valuables in need of safeguarding.

Mr. Justice POWELL observes, *ante*, at 3101-3102, and n. 7, that the police would not be justified in sifting through papers secured under the procedure employed here. I agree with this, and I note that the Court's opinion does not authorize the inspection of suitcases, boxes, or other containers which might themselves be sealed, removed, and secured without further intrusion. See, e. g., *United States v. Lawson*, 487 F.2d 468 (CA8 1973); *State v. McDougal*, 68 Wis.2d 399, 228 N.W.2d 671 (1975); *Mozzetti v. Superior Court*, *supra*. But this limitation does not remedy the Fourth Amendment intrusion when the simple inventorying of closed areas discloses tokens, literature, medicines, or other things which on their face may "reveal much about a person's activities, associations, and beliefs," *California Bankers Assn. v. Shultz*, 416 U.S. 21, 78-79, 94 S.Ct. 1494, 1526, 39 L.Ed.2d 812 (1974) (Powell, J., concurring).

- 7 The Court also observes that "[i]n addition, police frequently attempt to determine whether a vehicle has been stolen and thereafter abandoned." *Ante*, at 3097. The Court places no reliance on this concern in this case, however, nor could it. There is no suggestion that the police suspected that respondent's car was stolen, or that their search was directed at, or stopped with, a determination of the car's ownership. Indeed, although the police readily identified the car as respondent's Record 98-99, the record does not show that they ever sought to contact him.
- 8 The very premise of the State's chief argument, that the cars must be searched in order to protect valuables because no guard is posted around the vehicles, itself belies the argument that they must be searched at the city lot in order to protect the police there. These circumstances alone suffice to distinguish the dicta from *Cooper v. California*, 386 U.S., at 61-62, 87 S.Ct. at 791, recited by the Court, *ante*, at 3098.

The Court suggests a further “crucial” justification for the search in this case: “protection of the Public from vandals who might find a firearm, *Cady v. Dombrowski*, [413 U.S. 433, 93 S.Ct. 2523, 37 L.Ed.2d 706 (1973)], or as here, contraband drugs” (emphasis added). *Ante*, at 3100 n. 10. This rationale, too, is absolutely without support in this record. There is simply no indication the police were looking for dangerous items. Indeed, even though the police found shotgun shells in the interior of the car, they never opened the trunk to determine whether it might contain a shotgun. Cf. *Cady*, *supra*. Aside from this, the suggestion is simply untenable as a matter of law. If this asserted rationale justifies search of all impounded automobiles, it must logically also justify the search of *all* automobiles, whether impounded or not, located in a similar area, for the argument is not based upon the custodial role of the police. See also *Cooper v. California*, *supra*, 386 U.S., at 61, 87 S.Ct. at 790, quoted in n. 5, *supra*. But this Court has never permitted the search of any car or home on the mere undifferentiated assumption that it might be vandalized and the vandals might find dangerous weapons or substances. Certainly *Cady v. Dombrowski*, permitting a limited search of a wrecked automobile where, *inter alia*, the police had a reasonable belief that the car contained a specific firearm, 413 U.S., at 448, 93 S.Ct. at 2531, does not so hold.

- 9 Even were the State to impose a higher standard of custodial responsibility upon the police, however, it is equally clear that such a requirement must be read in light of the Fourth Amendment's pre-eminence to require protective measures other than interior examination of closed areas.
- 10 Indeed, if such claims can be deterred at all, they might more effectively be deterred by sealing the doors and trunk of the car so that an unbroken seal would certify that the car had not been opened during custody. See *Cabbler v. Superintendent*, 374 F.Supp. 690, 700 (ED Va.1974), rev'd, 528 F.2d 1142 (CA4 1975), cert. pending, No. 75-1463.
- 11 I do not believe, however, that the Court is entitled to make this assumption, there being no such indication in the record. Cf. *Cady v. Dombrowski*, *supra*, 413 U.S., at 447, 93 S.Ct., at 2531.
- 12 The Court makes clear, *ante*, at 3099, that the police may not proceed to search an impounded car if the owner is able to make other arrangements for the safekeeping of his belongings. Additionally, while the Court does not require consent before a search, it does not hold that the police may proceed with such a search in the face of the owner's denial of permission. In my view, if the owner of the vehicle is in police custody or otherwise in communication with the police, his consent to the inventory is prerequisite to an inventory search. See *Cabbler v. Superintendent*, *supra*, 374 F.Supp., at 700; cf. *State v. McDougal*, 68 Wis.2d, at 413, 228 N.W.2d, at 678; *Mozzetti v. Superior Court*, 4 Cal.3d, at 708, 94 Cal.Rptr. 412, 484 P.2d, at 89.
- 13 In so requiring, the Court appears to recognize that a search of some, but not all, cars which there is no specific cause to believe contain valuables would itself belie any asserted property-securing purpose.

The Court makes much of the fact that the search here was a routine procedure, and attempts to analogize *Cady v. Dombrowski*. But it is quite clear that the routine in *Cady* was only to search where there was a reasonable belief that the car contained a dangerous weapon, 413 U.S., at 443, 93 S.Ct. at 2529; see *Dombrowski v. Cady*, 319 F.Supp. 530, 532 (ED Wis.1970), not, as here, to search every car in custody without particular cause.

- 14 Even if it may be true that many persons would ordinarily consent to a protective inventory of their car upon its impoundment, this fact is not dispositive since even a majority lacks authority to consent to the search of *all* cars in order to assure the search of theirs. Cf. *United States v. Matlock*, 415 U.S. 164, 171, 94 S.Ct. 988, 993, 39 L.Ed.2d 242 (1974); *Stoner v. California*, 376 U.S. 483, 84 S.Ct. 889, 11 L.Ed.2d 856 (1964).
- 15 I need not consider here whether a warrant would be required in such a case.

- 16 Additionally, although not relevant on this record, since the inventory procedure is premised upon benefit to the owner, it cannot be executed in any case in which there is reason to believe the owner would prefer to forgo it. This principle, which is fully consistent with the Court's result today, requires, for example, that when the police harbor suspicions (amounting to less than probable cause) that evidence or contraband may be found inside the automobile, they may not inventory it, for they must presume that the owner would refuse to permit the search.
- 17 While evidence at the suppression hearing suggested that the inventory procedures were prompted by past thefts at the impound lot, the testimony refers to only two such thefts, see *ante*, at 3095 n. 1, over an undisclosed period of time. There is no reason on this record to believe that the likelihood of pilferage at the lot was higher or lower than that on the street where respondent left his car with valuables in plain view inside. Moreover, the failure of the police to secure such frequently stolen items as the car's battery, suggests that the risk of loss from the impoundment was not in fact thought severe.
- 18 In fact respondent claimed his possessions about five hours after his car was removed from the street. Record 39, 93.

Filings (9)

Title	PDF	Court	Date	Type
1. Motion for Leave to File a Brief as Amicus Curiae Instanter and Brief of Amicus Curiae, Illinois Public Defender Association, in Support of the Respondent State of South Dakota v. Opperman 1976 WL 194076	—	U.S.	Mar. 27, 1976	Brief
2. Brief of Respondent STATE OF SOUTH DAKOTA, Petitioner, v. Donald OPPERMAN, Respondent. 1976 WL 181399	—	U.S.	Jan. 12, 1976	Brief
3. Brief of Respondent State of South Dakota v. Opperman 1976 WL 194075	—	U.S.	Jan. 12, 1976	Brief
4. Brief of Petitioner STATE OF SOUTH DAKOTA, Petitioner, v. Donald R. OPPERMAN, Respondent. 1975 WL 173710	—	U.S.	Dec. 20, 1975	Brief
5. Amicus Curiae Brief SOUTH DAKOTA, Petitioner, v. Donald OPPERMAN, Respondent. 1975 WL 173714	—	U.S.	Dec. 19, 1975	Brief
6. Brief of Amicus Curiae State of California in Support of Petitioner STATE OF SOUTH DAKOTA, Petitioner, v. Donald OPPERMAN, Respondent. 1975 WL 173712	—	U.S.	Dec. 18, 1975	Brief
7. Brief on the Merits in Support of Petitioner Submitted Amicus Curiae by the State of Indiana STATE OF SOUTH DAKOTA, Petitioner, v. Donald OPPERMAN, Respondent. 1975 WL 173713	—	U.S.	Dec. 18, 1975	Brief
8. Motion for Leave to File a Brief Amicus Curiae and Brief Amicus Curiae in Support of the Petitioner, of Americans for Effective Law Enforcement, Inc THE STATE OF SOUTH DAKOTA, Petitioner, v. Donald OPPERMAN, Respondent. 1975 WL 173711	—	U.S.	Dec. 17, 1975	Brief
9. Motion for Leave to File a Brief as Amicus Curiae Instanter STATE OF SOUTH DAKOTA, Petitioner, v. Donald OPPERMAN, Respondent. 1975 WL 173715	—	U.S.	Oct Term 1975	Brief



















Negative Treatment

Negative Citing References (67)















The KeyCited document has been negatively referenced by the following events or decisions in other litigation or proceedings:


Treatment	Title	Date	Type	Depth	Headnote(s)
Not Followed on State Law Grounds	1. State v. Ingram MOST NEGATIVE 914 N.W.2d 794 , Iowa CRIMINAL JUSTICE — Searches and Seizures. Unconsented-to warrantless search of black cloth bag during inventory search of vehicle following traffic stop violated state...	June 29, 2018	Case		4 7 10 S.Ct.
Disagreement Recognized by	2. State v. Pastos 887 P.2d 199 , Mont. Defendant was convicted in the Fourth Judicial District Court, Missoula County, Douglas G. Harkin, J., on his plea of guilty, of possession of dangerous drugs, and he appealed. ...	Dec. 20, 1994	Case		9 S.Ct.
Disagreement Recognized by	3. State v. Elison 14 P.3d 456 , Mont. CRIMINAL JUSTICE - Searches and Seizures. Warrantless search of defendant's truck was unlawful under state constitution.	Nov. 16, 2000	Case		9 S.Ct.
Declined to Extend by	4. State v. Zimmerman 2000 WL 1520226 , Iowa App. The plaintiff appeals his conviction and sentence, following a bench trial, for possession of methamphetamine and carrying weapons. AFFIRMED.	Oct. 13, 2000	Case		4 9 S.Ct.
Declined to Extend by	5. People v. Nottoli 130 Cal.Rptr.3d 884 , Cal.App. 6 Dist. CRIMINAL JUSTICE - Search Incident to Arrest. Automobile search incident to arrest validly included use of arrestee's smartphone to examine files.	Sep. 26, 2011	Case		7 9 10 S.Ct.
Declined to Extend by	6. Germantown Cab Co. v. Philadelphia Parking Authority 134 A.3d 1115 , Pa.Cmwlt. TRANSPORTATION - Motor Vehicles. Impoundment of taxicab did not violate taxicab company's Fourteenth Amendment rights.	Mar. 01, 2016	Case		—
Declined to Extend by	7. Collins v. Virginia 138 S.Ct. 1663 , U.S.Va. CRIMINAL JUSTICE - Searches and Seizures. Automobile exception to search warrant requirement did not justify invasion of home's curtilage.	May 29, 2018	Case		1 S.Ct.
Declined to Extend by	8. State v. Evans 430 P.3d 1 , Kan. CRIMINAL JUSTICE — Searches and Seizures. Officer's duty to investigate and complete accident	Nov. 21, 2018	Case		4 S.Ct.


















Treatment	Title	Date	Type	Depth	Headnote(s)
	report insufficient to justify warrantless search of defendant's closed purse and...				
Declined to Extend by	 9. People v. Ovieda 250 Cal.Rptr.3d 754 , Cal. CRIMINAL JUSTICE — Searches and Seizures. Community caretaking exception to warrant requirement does not justify warrantless search of residence in absence of exigency.	Aug. 12, 2019	Case		7 S.Ct.
Distinguished by	 10. U.S. v. Edwards ” 554 F.2d 1331 , 5th Cir.(Ga.) Defendant was convicted in the United States District Court for the Northern District of Georgia at Atlanta, Newell Edenfield, J., of possessing two checks knowing them to have...	June 27, 1977	Case		4 9 10 S.Ct.
Distinguished by	11. State v. Murphy 1977 WL 201703 , Ohio App. 8 Dist. This cause came on to be heard upon the pleadings and the transcript of the evidence and the record in the Common Pleas Court, and was argued by counsel for the parties; and upon...	Dec. 01, 1977	Case		4 9 10 S.Ct.
Distinguished by	12. Com. v. Burgwin ” 386 A.2d 19 , Pa.Super. The Court of Common Pleas, Criminal Division, Allegheny County, No. CC7508962A, O'Brien, J., entered order granting defendant's motion to suppress evidence, and Commonwealth...	Apr. 13, 1978	Case		4 6 9 S.Ct.
Distinguished by	13. People v. Fox 379 N.E.2d 917 , Ill.App. 4 Dist. State appealed from order of the Circuit Court, McLean County, granting defendant's motion to suppress evidence. The Appellate Court, Craven, J., held that inventory search by...	Aug. 11, 1978	Case		4 S.Ct.
Distinguished by	 14. Nolan v. State 588 S.W.2d 777 , Tenn.Crim.App. Defendant was convicted in the Criminal Court, Shelby County, James C. Beasley, J., of receiving stolen property over value of \$100, and he appealed. The Court of Criminal Appeals,...	Mar. 29, 1979	Case		4 9 10 S.Ct.
Distinguished by	15. People v. Schultz 418 N.E.2d 6 , Ill.App. 1 Dist. Defendant was convicted in the Circuit Court, Cook County, Richard Petrarca, J., of robbery, and he appealed. The Appellate Court, McGillicuddy, J., held that impoundment and...	Feb. 25, 1981	Case		4 9 10 S.Ct.
Distinguished by	 16. Michigan v. Long 103 S.Ct. 3469 , U.S.Mich. Defendant was convicted in the Barry Circuit Court, Hudson E. Deming, J., of possession of marijuana,	July 06, 1983	Case		9 10 S.Ct.















Treatment	Title	Date	Type	Depth	Headnote(s)
	and he appealed. The Michigan Court of Appeals, 94 Mich.App. 338, 288 N.W.2d...				
Distinguished by	17. Com. v. Corbin  469 A.2d 615 , Pa.Super. Defendant was convicted in the Court of Common Pleas, Criminal Division, Clearfield County, No. 77-610-CRA, Reilly, J., of three counts of forgery, three counts of receiving stolen...	Nov. 18, 1983	Case		4 6 9 S.Ct.
Distinguished by	 18. State v. Kuster 353 N.W.2d 428 , Iowa Defendant was convicted in the Iowa District Court, Guthrie County, M.C. Herrick and James W. Brown, JJ., of terrorism, and he appealed. The Supreme Court, Larson, J., held that:...	Aug. 22, 1984	Case		4 6 9 S.Ct.
Distinguished by	 19. State v. Murphy  505 A.2d 1251 , Conn.App. Defendant was convicted, pursuant to conditional pleas of nolo contendere, of illegal possession of marijuana, of tampering with physical evidence, and of violating his probation...	Mar. 11, 1986	Case		4 6 9 S.Ct.
Distinguished by	20. State v. Baldwin 396 N.W.2d 192 , Iowa Defendant was convicted by jury in the District Court, Jasper County, Michael J. Streit and M.C. Herrick, JJ., of burglary in second degree, and he appealed. The Court of Appeals...	Nov. 12, 1986	Case		4 9 10 S.Ct.
Distinguished by	 21. U.S. v. Frank  864 F.2d 992 , 3rd Cir.(Pa.) Defendant was convicted of interstate flight to avoid prosecution, following trial in the United States District Court for the Western District of Pennsylvania, Donald E. Ziegler,...	Nov. 07, 1988	Case		4 6 9 S.Ct.
Distinguished by	 22. U.S. v. Premises Known as 5100 Whitaker Ave., Philadelphia, Pa. 727 F.Supp. 920 , E.D.Pa. United States sought drug-related forfeiture of building with grocery store and residence. The United States moved for authorization to enter premises to inventory items and to...	May 05, 1989	Case		6 10 S.Ct.
Distinguished by	 23. U.S. v. Ibarra  725 F.Supp. 1195 , D.Wyo. Defendant was indicted for possession of cocaine with intent to distribute. Defendant filed motion to suppress all evidence seized during search of his vehicle and all evidence...	Nov. 15, 1989	Case		4 6 9 S.Ct.
Distinguished by	 24. State v. Collura 594 N.E.2d 975 , Ohio App. 8 Dist. Defendant appealed from orders of the Court of Common Pleas, Cuyahoga County, denying his motion	Feb. 04, 1991	Case		4 6 9 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
	to dismiss charges against him on speedy trial grounds and to suppress evidence. ...				
Distinguished by	<p>25. Holston v. U.S.</p> <p>633 A.2d 378 , D.C. Defendant was convicted in the Superior Court, Herbert B. Dixon, Jr., J., of unlawful possession with intent to distribute controlled substance. Defendant appealed. The Court of...</p>	Nov. 15, 1993	Case		<p>7 9 10</p> <p>S.Ct.</p>
Distinguished by	<p>26. Juide v. City of Ann Arbor</p> <p>839 F.Supp. 497 , E.D.Mich. Tenant whose apartment was seized in forfeiture action brought civil suit against federal attorneys, alleging violation of civil rights and state law claims. On attorneys' motion...</p>	Dec. 15, 1993	Case		<p>9</p> <p>S.Ct.</p>
Distinguished by	<p>27. State v. White ”</p> <p>958 P.2d 982 , Wash. CRIMINAL JUSTICE - Searches and Seizures. Inventory search of vehicle trunk violated Washington Constitution, though police used trunk release latch in unlocked glove compartment...</p>	July 16, 1998	Case		<p>4 9 10</p> <p>S.Ct.</p>
Distinguished by	<p>28. U.S. v. Johnson</p> <p>170 F.3d 708 , 7th Cir.(Wis.) Defendant was charged with possession with intent to distribute controlled substances, possession of firearm during and in relation to drug trafficking offense, being convicted...</p>	Mar. 12, 1999	Case		<p>9</p> <p>S.Ct.</p>
Distinguished by	<p>29. People v. McKay</p> <p>117 Cal.Rptr.2d 236 , Cal. CRIMINAL JUSTICE - Arrest. Arresting officer's failure to comply with state law did not affect Fourth Amendment analysis of arrest.</p>	Mar. 04, 2002	Case		—
Distinguished by	<p>30. Redwood v. Lierman ”</p> <p>772 N.E.2d 803 , Ill.App. 4 Dist. CIVIL RIGHTS - Due Process. Village was required to afford homeowner notice an hearing before seizing vehicle from her residence.</p>	June 07, 2002	Case		<p>1 2 9</p> <p>S.Ct.</p>
Distinguished by	<p>31. King v. Commonwealth ”</p> <p>572 S.E.2d 518 , Va.App. CRIMINAL JUSTICE - Search Incident to Arrest. Impounding of vehicle under community caretaking doctrine was improper.</p>	Dec. 03, 2002	Case		<p>4 6 9</p> <p>S.Ct.</p>
Distinguished by	<p>32. State v. Clark ”</p> <p>666 N.W.2d 112 , Wis.App. CRIMINAL JUSTICE - Searches and Seizures. Inventory search of impounded and towed vehicle was not reasonable.</p>	May 20, 2003	Case		<p>4 7 9</p> <p>S.Ct.</p>
Distinguished by	<p>33. Sellman v. State ”</p>	July 07, 2003	Case		<p>4 6</p>

Treatment	Title	Date	Type	Depth	Headnote(s)
	828 A.2d 803 , Md.App. CRIMINAL JUSTICE - Searches and Seizures. Evidence did not establish standard inventory search policy.				9 S.Ct.
Distinguished by	 34. Laney v. State 117 S.W.3d 854 , Tex.Crim.App. CRIMINAL JUSTICE - Searches and Seizures. Warrantless entry to home was justified under emergency-aid version of community caretaking.	Oct. 08, 2003	Case		6 S.Ct.
Distinguished by	35. Cannon v. U.S. 838 A.2d 293 , D.C. CRIMINAL JUSTICE - Larceny. Evidence supported conviction of police officer for stealing arrestee's cell phone.	Dec. 18, 2003	Case		4 9 10 S.Ct.
Distinguished by	 36. Com. v. Brinson 800 N.E.2d 1032 , Mass. CRIMINAL JUSTICE - Search Incident to Arrest. Police lacked authority to impound defendant's car after his arrest.	Dec. 30, 2003	Case		5 S.Ct.
Distinguished by	 37. Wiede v. State 163 S.W.3d 239 , Tex.App.-Austin CRIMINAL JUSTICE - Searches and Seizures. Warrantless search of defendant's car following traffic accident was not justified under emergency doctrine.	Apr. 14, 2005	Case		1 2 9 S.Ct.
Distinguished by	38. U.S. v. Hill 2005 WL 1692602 , N.D.Ill. The District Court has referred defendant Wayne Hill's Motion to Suppress Evidence and Motion to Suppress Identification by Richard Paulson to this Court for a Report and...	July 08, 2005	Case		6 7 9 S.Ct.
Distinguished by	39. U.S. v. Cannon 2006 WL 3206308 , S.D.Ind. On April 5, 2005, a grand jury issued a one-count indictment alleging that the Defendant, Maurice Cannon, having previously been convicted of a crime punishable for a term...	Apr. 05, 2006	Case		4 9 10 S.Ct.
Distinguished by	 40. U.S. v. Coccia 446 F.3d 233 , 1st Cir.(Mass.) CRIMINAL JUSTICE - Searches and Seizures. Towing of car for impoundment was not an unreasonable seizure under Fourth Amendment.	May 05, 2006	Case		4 7 9 S.Ct.
Distinguished by	 41. State v. Huber 2007 WL 48884 , Minn.App. CRIMINAL JUSTICE - Searches and Seizures. Police officer lacked probable cause to search behind loose speaker panel in vehicle.	Jan. 09, 2007	Case		9 10 S.Ct.
Distinguished by	42. U.S. v. Williams 2010 WL 1904982 , E.D.Wis.	Jan. 28, 2010	Case		9 S.Ct.


Treatment	Title	Date	Type	Depth	Headnote(s)
	CRIMINAL JUSTICE - Searches and Seizures. Evidence resulting from vehicle search was admissible in prosecution of defendant under inevitable discovery doctrine even though search...				
Distinguished by	 43. Ervin v. Commonwealth ”” 2010 WL 2482314 , Va.App. Samuel A. Ervin (appellant) appeals from his conviction for possession with intent to distribute marijuana, in violation of Code § 18.2-248.1. On appeal, appellant contends the...	June 22, 2010	Case		9 10 S.Ct.
Distinguished by	 44. State v. Nesbitt 699 S.E.2d 368 , Ga.App. CRIMINAL JUSTICE - Searches and Seizures. Driver did not abandon automobile when he fled on foot.	July 08, 2010	Case		—
Distinguished by	 45. State v. Pinkard ”” 785 N.W.2d 592 , Wis. CRIMINAL JUSTICE - Searches and Seizures. Officers' warrantless entry into residence was undertaken in furtherance of bona fide community caretaker function.	July 15, 2010	Case		4 6 9 S.Ct.
Distinguished by	 46. State v. Gonzales ”” 236 P.3d 834 , Or.App. CRIMINAL JUSTICE - Searches and Seizures. Community caretaking doctrine did not authorize impounding of vehicle in driveway of defendant with suspended license.	July 28, 2010	Case		4 9 10 S.Ct.
Distinguished by	 47. People v. Torres ”” 116 Cal.Rptr.3d 48 , Cal.App. 4 Dist. CRIMINAL JUSTICE - Searches and Seizures. Inventory search of defendant's truck was pretextual in violation of Fourth Amendment.	Sep. 21, 2010	Case		4 6 9 S.Ct.
Distinguished by	48. State v. Molder 337 S.W.3d 403 , Tex.App.-Fort Worth CRIMINAL JUSTICE - Searches and Seizures. Trooper was not authorized to open cloth bag during inventory search of vehicle.	Feb. 24, 2011	Case		4 S.Ct.
Distinguished by	49. U.S. v. Calvin ”” 2012 WL 2233742 , D.Kan. This matter is before the Court on defendant Oscar Calvin, III's motion to suppress (Doc. # 18). Defendant seeks to suppress evidence seized during the inventory search of his...	June 15, 2012	Case		4 S.Ct.
Distinguished by	 50. State v. Vargas ”” 63 A.3d 175 , N.J. CRIMINAL JUSTICE - Searches and Seizures. Police officers lacked exigent circumstances to justify warrantless entry into apartment to conduct welfare check.	Mar. 18, 2013	Case		1 9 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Distinguished by	51. Moon v. Brown  939 F.Supp.2d 1329 , M.D.Ga. CIVIL RIGHTS - Searches and Seizures. City officials lacked authority to have truck, on which political sign was mounted, towed from city-owned parking lot.	Mar. 29, 2013	Case		5 S.Ct.
Distinguished by	52. State v. Eichers 840 N.W.2d 210 , Minn.App. CRIMINAL JUSTICE - Searches and Seizures. Airport police officer had reasonable suspicion to seize "next-day" airmail package for narcotics dog sniff.	Dec. 02, 2013	Case		4 S.Ct.
Distinguished by	 53. Com. v. Lagenella  83 A.3d 94 , Pa. CRIMINAL JUSTICE - Searches and Seizures. Officer could not conduct warrantless search of immobilized and safely parked vehicle.	Dec. 27, 2013	Case		4 7 10 S.Ct.
Distinguished by	54. Thompson v. Village of Monee  110 F.Supp.3d 826 , N.D.Ill. CRIMINAL JUSTICE — Search Incident to Arrest. Police officers' seizure of arrestee's vehicle was objectively reasonable under Fourth Amendment.	June 17, 2015	Case		4 S.Ct.
Distinguished by	 55. U.S. v. Sanders 796 F.3d 1241 , 10th Cir.(Colo.) CRIMINAL JUSTICE - Searches and Seizures. Impoundment of arrestee's vehicle was impermissible under Fourth Amendment.	Aug. 07, 2015	Case		7 9 S.Ct.
Distinguished by	 56. U.S. v. Sparks 806 F.3d 1323 , 11th Cir.(Fla.) CRIMINAL JUSTICE - Searches and Seizures. Defendants abandoned their possessory interests in phone, and thus lacked standing to complain about search warrant delay.	Dec. 01, 2015	Case		9 S.Ct.
Distinguished by	57. Taha v. State  366 P.3d 544 , Alaska App. CRIMINAL JUSTICE - Searches and Seizures. Seizure of vehicles under impoundment ordinance was not justified under community caretaker rationale.	Feb. 05, 2016	Case		5 S.Ct.
Distinguished by	 58. Redlich v. Leen 2016 WL 3670575 , S.D.Fla. THIS MATTER is before the Court pursuant to the City of Coral Gables Defendants' Motion to Dismiss (DE# 33, 3/7/16). This matter was referred to the undersigned by the Honorable...	May 20, 2016	Case		—
Distinguished by	59. Rohde v. City of Blaine  2017 WL 214177 , D.Minn. Plaintiff Erica Rohde was convicted and sentenced for possession of drugs and drug paraphernalia based on evidence that police officers employed by defendant City of Blaine (the...	Jan. 18, 2017	Case		8 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Distinguished by	 60. State v. Robinson 159 A.3d 373 , N.J. CRIMINAL JUSTICE — Searches and Seizures. Warrantless search of vehicle in course of traffic stop did not come within “protective sweep” exception to warrant requirement.	May 01, 2017	Case		10 S.Ct.
Distinguished by	 61. People v. Zabala ”	Jan. 11, 2018	Case		9 10 S.Ct.
Distinguished by	 62. Watley v. Felsman 2018 WL 1532953 , M.D.Pa. Presently before me are two motions: Plaintiff Joseph Watley’s (“Watley”) Motion for Partial Summary Judgment, (Doc. 28); and Defendants Michael Felsman (“Trooper Felsman”), ...	Mar. 29, 2018	Case		4 S.Ct.
Distinguished by	 63. People v. Brown ”	Apr. 16, 2018	Case		5 7 9 S.Ct.
Distinguished by	 64. United States v. Richmond 915 F.3d 352 , 5th Cir.(Tex.) CRIMINAL JUSTICE — Searches and Seizures. State trooper’s physical inspection of defendant’s truck’s tires did not violate defendant’s Fourth Amendment rights.	Feb. 08, 2019	Case		10 S.Ct.
Distinguished by	 65. State v. Brooks ”	June 25, 2020	Case		4 10 S.Ct.
Distinguished by	66. United States v. Williams 2022 WL 16838050 , N.D.W.Va. Currently pending before the Court is Defendant’s Motion [15] to Suppress Evidence, filed July 28, 2022. The Government filed its Response in Opposition on August 8, 2022....	Aug. 25, 2022	Case		—
Distinguished by	67. State v. Trego ”	Mar. 30, 2023	Case		9 10 S.Ct.

History (4)



Direct History (4)

 1. [State v. Opperman](#)
89 S.D. 25 , S.D. , Apr. 15, 1975

Certiorari Granted by

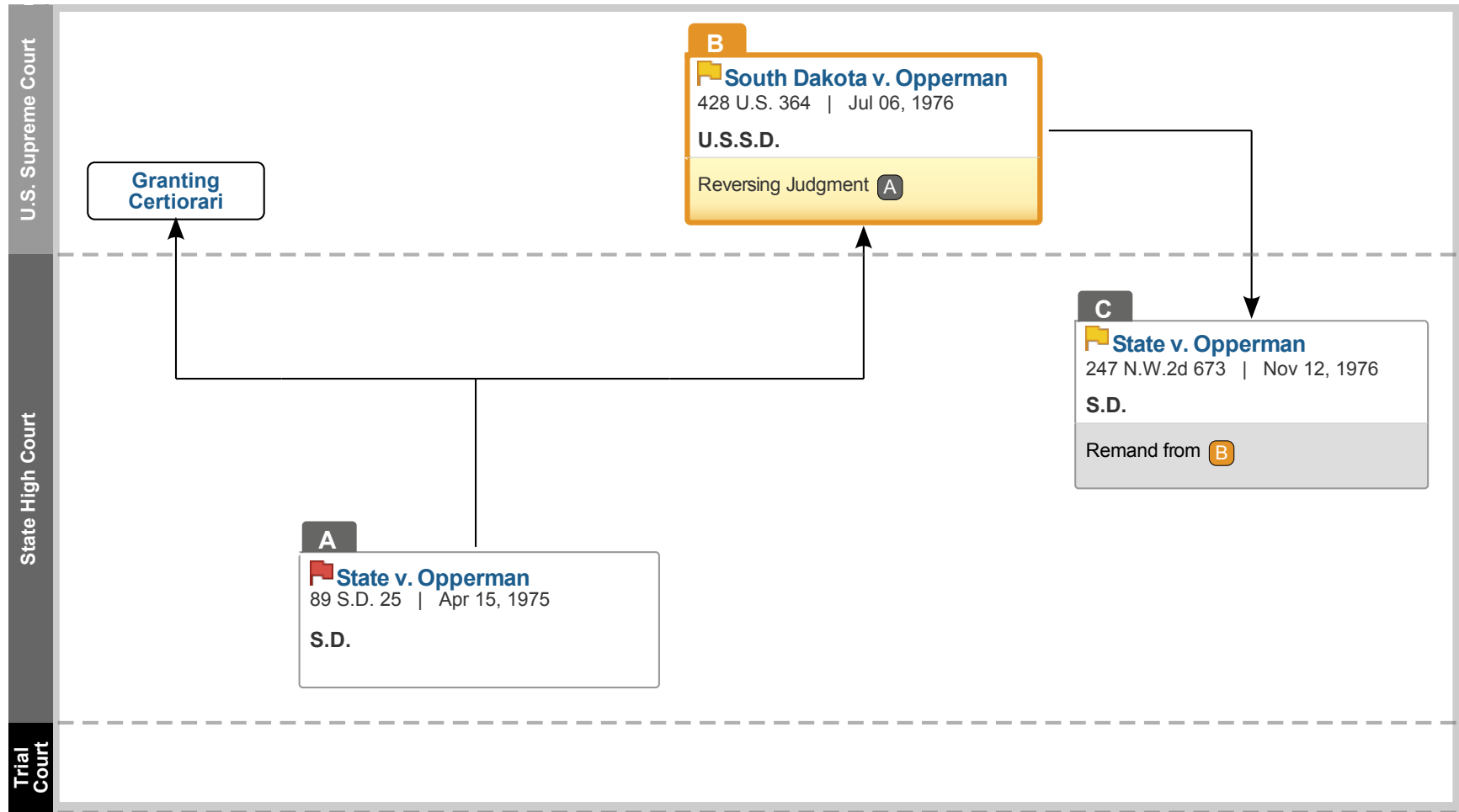
2. [South Dakota v. Opperman](#)
423 U.S. 923 , U.S.S.D. , Nov. 03, 1975

AND Judgment Reversed by

 3. [South Dakota v. Opperman](#) 
428 U.S. 364 , U.S.S.D. , July 06, 1976










On Remand to












 4. [State v. Opperman](#)
247 N.W.2d 673 , S.D. , Nov. 12, 1976









































Citing References (500)

Treatment	Title	Date	Type	Depth	Headnote(s)
Not Followed on State Law Grounds NEGATIVE	1. State v. Ingram ¶¶ 914 N.W.2d 794, 804+ , Iowa CRIMINAL JUSTICE — Searches and Seizures. Unconsented-to warrantless search of black cloth bag during inventory search of vehicle following traffic stop violated state...	June 29, 2018	Case		4 7 10 S.Ct.
Declined to Extend by NEGATIVE	2. State v. Evans 430 P.3d 1, 5+ , Kan. CRIMINAL JUSTICE — Searches and Seizures. Officer's duty to investigate and complete accident report insufficient to justify warrantless search of defendant's closed purse and...	Nov. 21, 2018	Case		4 S.Ct.
Distinguished by NEGATIVE	3. State v. Trego ¶¶ 2023 WL 2752451, *4+ , Ohio App. 4 Dist. {¶1} Kevin Trego appeals from a judgment of the Ross County Court of Common Pleas convicting him of aggravated possession of drugs. Trego presents three assignments of error...	Mar. 30, 2023	Case		9 10 S.Ct.
Distinguished by NEGATIVE	4. State v. Brooks ¶¶ 944 N.W.2d 832, 839+ , Wis. CRIMINAL JUSTICE — Searches and Seizures. Sheriff's deputies were not acting as community caretakers when they, despite not arresting driver, impounded vehicle following traffic...	June 25, 2020	Case		4 10 S.Ct.
Distinguished by NEGATIVE	5. Rohde v. City of Blaine ¶¶ 2017 WL 214177, *4+ , D.Minn. Plaintiff Erica Rohde was convicted and sentenced for possession of drugs and drug paraphernalia based on evidence that police officers employed by defendant City of Blaine (the...	Jan. 18, 2017	Case		8 S.Ct.
Distinguished by NEGATIVE	6. U.S. v. Sanders 796 F.3d 1241, 1244+ , 10th Cir.(Colo.) CRIMINAL JUSTICE - Searches and Seizures. Impoundment of arrestee's vehicle was impermissible under Fourth Amendment.	Aug. 07, 2015	Case		7 9 S.Ct.
Distinguished by NEGATIVE	7. Com. v. Lagenella ¶¶ 83 A.3d 94, 102+ , Pa. CRIMINAL JUSTICE - Searches and Seizures. Officer could not conduct warrantless search of immobilized and safely parked vehicle.	Dec. 27, 2013	Case		4 7 10 S.Ct.
Distinguished by NEGATIVE	8. Moon v. Brown ¶¶ 939 F.Supp.2d 1329, 1342+ , M.D.Ga. CIVIL RIGHTS - Searches and Seizures. City officials lacked authority to have truck, on which political sign was mounted, towed from city-owned parking lot.	Mar. 29, 2013	Case		5 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Distinguished by NEGATIVE	 9. State v. Vargas ¶¶ 63 A.3d 175, 183+ , N.J. CRIMINAL JUSTICE - Searches and Seizures. Police officers lacked exigent circumstances to justify warrantless entry into apartment to conduct welfare check.	Mar. 18, 2013	Case		1 9 S.Ct.
Distinguished by NEGATIVE	10. State v. Molder 337 S.W.3d 403, 406+ , Tex.App.-Fort Worth CRIMINAL JUSTICE - Searches and Seizures. Trooper was not authorized to open cloth bag during inventory search of vehicle.	Feb. 24, 2011	Case		4 S.Ct.
Distinguished by NEGATIVE	 11. People v. Torres ¶¶ 116 Cal.Rptr.3d 48, 56+ , Cal.App. 4 Dist. CRIMINAL JUSTICE - Searches and Seizures. Inventory search of defendant's truck was pretextual in violation of Fourth Amendment.	Sep. 21, 2010	Case		4 6 9 S.Ct.
Distinguished by NEGATIVE	 12. State v. Gonzales ¶¶ 236 P.3d 834, 838+ , Or.App. CRIMINAL JUSTICE - Searches and Seizures. Community caretaking doctrine did not authorize impounding of vehicle in driveway of defendant with suspended license.	July 28, 2010	Case		4 9 10 S.Ct.
Distinguished by NEGATIVE	 13. State v. Pinkard ¶¶ 785 N.W.2d 592, 597+ , Wis. CRIMINAL JUSTICE - Searches and Seizures. Officers' warrantless entry into residence was undertaken in furtherance of bona fide community caretaker function.	July 15, 2010	Case		4 6 9 S.Ct.
Distinguished by NEGATIVE	 14. King v. Commonwealth ¶¶ 572 S.E.2d 518, 520+ , Va.App. CRIMINAL JUSTICE - Search Incident to Arrest. Impounding of vehicle under community caretaking doctrine was improper.	Dec. 03, 2002	Case		4 6 9 S.Ct.
Distinguished by NEGATIVE	 15. Redwood v. Lierman ¶¶ 772 N.E.2d 803, 811+ , Ill.App. 4 Dist. CIVIL RIGHTS - Due Process. Village was required to afford homeowner notice an hearing before seizing vehicle from her residence.	June 07, 2002	Case		1 2 9 S.Ct.
Distinguished by NEGATIVE	 16. State v. White ¶¶ 958 P.2d 982, 984+ , Wash. CRIMINAL JUSTICE - Searches and Seizures. Inventory search of vehicle trunk violated Washington Constitution, though police used trunk release latch in unlocked glove compartment...	July 16, 1998	Case		4 9 10 S.Ct.
Distinguished by NEGATIVE	 17. U.S. v. Ibarra ¶¶ 725 F.Supp. 1195, 1198+ , D.Wyo. Defendant was indicted for possession of cocaine with intent to distribute. Defendant filed motion to suppress all evidence seized during search of his vehicle and all evidence...	Nov. 15, 1989	Case		4 6 9 S.Ct.














Treatment	Title	Date	Type	Depth	Headnote(s)
Distinguished by NEGATIVE	 18. U.S. v. Frank ¶¶ 864 F.2d 992, 1000+ , 3rd Cir.(Pa.) Defendant was convicted of interstate flight to avoid prosecution, following trial in the United States District Court for the Western District of Pennsylvania, Donald E. Ziegler,...	Nov. 07, 1988	Case		4 6 9 S.Ct.
Distinguished by NEGATIVE	 19. State v. Murphy ¶¶ 505 A.2d 1251, 1252+ , Conn.App. Defendant was convicted, pursuant to conditional pleas of nolo contendere, of illegal possession of marijuana, of tampering with physical evidence, and of violating his probation...	Mar. 11, 1986	Case		4 6 9 S.Ct.
Distinguished by NEGATIVE	20. Com. v. Burgwin ¶¶ 386 A.2d 19, 21+ , Pa.Super. The Court of Common Pleas, Criminal Division, Allegheny County, No. CC7508962A, O'Brien, J., entered order granting defendant's motion to suppress evidence, and Commonwealth...	Apr. 13, 1978	Case		4 6 9 S.Ct.
Distinguished by NEGATIVE	21. State v. Murphy 1977 WL 201703, *3+ , Ohio App. 8 Dist. This cause came on to be heard upon the pleadings and the transcript of the evidence and the record in the Common Pleas Court, and was argued by counsel for the parties; and upon...	Dec. 01, 1977	Case		4 9 10 S.Ct.
Distinguished by NEGATIVE	 22. U.S. v. Edwards ¶¶ 554 F.2d 1331, 1337+ , 5th Cir.(Ga.) Defendant was convicted in the United States District Court for the Northern District of Georgia at Atlanta, Newell Edenfield, J., of possessing two checks knowing them to have...	June 27, 1977	Case		4 9 10 S.Ct.
Examined by	 23. Florida v. Wells ¶¶ 110 S.Ct. 1632, 1635+ , U.S.Fla. Defendant was convicted, upon conditional plea of nolo contendere, before the Circuit Court, Putnam County, E.L. Eastmoore and Robert R. Perry, JJ., of possession of a controlled...	Apr. 18, 1990	Case		4 6 9 S.Ct.
Examined by	 24. Colorado v. Bertine ¶¶ 107 S.Ct. 738, 739+ , U.S.Colo. The People appealed from an order of the District Court, Boulder County, Richard C. McLean, J., which granted defendant's motion to suppress evidence seized from defendant's...	Jan. 14, 1987	Case		4 6 9 S.Ct.
Examined by	 25. U.S. v. Strahan ¶¶ 674 F.2d 96, 97+ , 1st Cir.(Mass.) Defendant was convicted before the United States District Court for the District of Massachusetts, David S. Nelson, J., of various crimes connected with fraudulent school loan...	Mar. 23, 1982	Case		4 6 9 S.Ct.











Treatment	Title	Date	Type	Depth	Headnote(s)
Examined by	 26. U.S. v. Morris  179 Fed.Appx. 825, 827+ , 3rd Cir.(Pa.) CRIMINAL JUSTICE - Searches and Seizures. Officers were permitted to inventory defendant's impounded vehicle.	May 05, 2006	Case		4 6 9 S.Ct.
Examined by	 27. U.S. v. Diggs 544 F.2d 116, 120+ , 3rd Cir.(Pa.) The United States appealed from a ruling of the United States District Court for the Middle District of Pennsylvania, 396 F.Supp. 610, William J. Nealon, Jr., J., suppressing...	Aug. 27, 1976	Case		6 9 10 S.Ct.
Examined by	 28. U.S. v. McKinnon  681 F.3d 203, 208+ , 5th Cir.(Tex.) CRIMINAL JUSTICE - Searches and Seizures. Decision to impound motor vehicle being driven with expired registration sticker was reasonable.	Apr. 18, 2012	Case		9 S.Ct.
Examined by	 29. U.S. v. Muniz-Melchor  894 F.2d 1430, 1435+ , 5th Cir.(Tex.) Defendant was convicted of possession of marijuana with intent to distribute it by the United States District Court for the Western District of Texas, Lucius Desha Bunton, III,...	Feb. 12, 1990	Case		2 4 9 S.Ct.
Examined by	 30. U.S. v. Edwards  577 F.2d 883, 893+ , 5th Cir.(Ga.) Defendant was convicted in the United States District Court for the Northern District of Georgia, at Atlanta, Newell Edenfield, J., of possessing stolen mail with knowledge that it...	Aug. 01, 1978	Case		4 9 10 S.Ct.
Examined by	 31. U.S. v. Griffin  729 F.2d 475, 480+ , 7th Cir.(Ind.) In drug prosecution, the United States District Court for the Northern District of Indiana, William C. Lee, J., granted defendants' motion to suppress evidence of 805 grams of...	Feb. 28, 1984	Case		4 9 10 S.Ct.
Examined by	  32. U.S. v. Wilson  636 F.2d 1161, 1163+ , 8th Cir.(Mo.) Defendant was convicted in the United States District Court for the Western District of Missouri, Howard F. Sachs, J., of possession of an unregistered sawed-off shotgun and...	Dec. 31, 1980	Case		4 6 9 S.Ct.
Examined by	33. United States v. Anderson  56 F.4th 748, 756+ , 9th Cir.(Cal.) CRIMINAL JUSTICE — Searches and Seizures. Deputies had valid community caretaking purpose under Fourth Amendment for impounding and inventorying defendant's truck following traffic...	Dec. 29, 2022	Case		4 5 10 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Examined by	 34. U.S. v. Feldman ¶ 788 F.2d 544, 550+ , 9th Cir.(Cal.) Defendant was convicted in the United States District Court for the Central District of California, Jesse W. Curtis, J., of unarmed bank robbery, and he appealed. The Court of...	Apr. 24, 1986	Case		4 6 9 S.Ct.
Examined by	35. U.S. v. Scott ¶ 665 F.2d 874, 876+ , 9th Cir.(Cal.) Defendant was convicted in the United States District Court for the Central District of California, Robert J. Kelleher, J., of receiving stolen property of the United States, and...	Nov. 23, 1981	Case		4 6 9 S.Ct.
Examined by	 36. U.S. v. Johnson ¶ 572 F.2d 227, 228+ , 9th Cir.(Ariz.) Defendant was convicted before the United States District Court for the District of Arizona, William P. Copple, J., of conspiring to import heroin and conspiring to possess heroin...	Mar. 15, 1978	Case		4 6 9 S.Ct.
Examined by	37. United States v. Venezia ¶ 995 F.3d 1170, 1175+ , 10th Cir.(Colo.) CRIMINAL JUSTICE — Arrest. Police officers lacked a reasonable community-caretaking rationale for impounding defendant's vehicle.	May 03, 2021	Case		8 S.Ct.
Examined by	 38. United States v. Trujillo ¶ 993 F.3d 859, 861+ , 10th Cir.(N.M.) CRIMINAL JUSTICE — Searches and Seizures. Impoundment of arrestee's vehicle, which blocked access to gated community, was justified.	Apr. 06, 2021	Case		4 7 9 S.Ct.
Examined by	 39. Sammons v. Taylor ¶ 967 F.2d 1533, 1539+ , 11th Cir.(Ga.) Inmate brought pro se civil rights action against FBI agents seeking damages for unlawful impoundment and search of vehicle and challenging validity of forfeiture of currency. ...	Aug. 10, 1992	Case		4 6 9 S.Ct.
Examined by	 40. U.S. v. Parr ¶ 716 F.2d 796, 812+ , 11th Cir.(Fla.) Defendants were convicted in the United States District Court for the Middle District of Florida, Ben Krentzman, J., for violation of substantive counterfeiting statutes and...	Sep. 19, 1983	Case		1 2 9 S.Ct.
Examined by	 41. U.S. v. Lyons ¶ 706 F.2d 321, 332+ , D.C.Cir. Defendant was convicted before the United States District Court for the District of Columbia, June L. Green, J., of distribution of and possession with intent to distribute a...	Apr. 26, 1983	Case		4 6 9 S.Ct.
Examined by	42. United States v. Soto-Lopez ¶ 2022 WL 17480563, *10+ , D.Alaska The posture of Soto-Lopez's case is unique: a previously-denied motion to suppress is under reconsideration after a law enforcement official's documented history of dishonesty, of...	Oct. 14, 2022	Case		4 8 S.Ct.














Treatment	Title	Date	Type	Depth	Headnote(s)
Examined by	43. Hylton v. Anytime Towing ¶ 2012 WL 5498887, *12+ , S.D.Cal. Before the Court are Defendant Anytime Towing's motion to dismiss and motion for summary adjudication as to all claims against it; Defendants City of San Diego, Andal and Enriquez'...	Nov. 13, 2012	Case		5 S.Ct.
Examined by	44. U.S. v. Gray ¶ 1993 WL 69168, *3+ , N.D.Cal. Defendant John Gray was charged in an Information filed on July 21, 1992, with one count of carrying a concealed weapon in violation of Cal. Penal Code § 12025 and one count of...	Mar. 10, 1993	Case		4 7 9 S.Ct.
Examined by	45. U.S. v. Markland ¶ 489 F.Supp. 932, 937+ , D.Conn. Proceeding was instituted on motion to suppress evidence in criminal prosecution. The District Court, Eginton, J., held that: (1) expectation of privacy in zippered plastic bag...	May 15, 1980	Case		4 6 9 S.Ct.
Examined by	46. U.S. v. Hill ¶ 458 F.Supp. 31, 33+ , D.D.C. Defendant moved to suppress evidence found by police in search of car and statements he had made pertaining to items found. The District Court, Corcoran, J., held that: (1) since...	July 10, 1978	Case		4 6 9 S.Ct.
Examined by	47. Skube v. Williamson ¶ 2015 WL 890363, *11+ , C.D.Ill. Before the Court are the Motion for Partial Summary Judgment filed by Defendants Neil Williamson, Travis Koester, and Sangamon County (d/e 107) and Plaintiff Tamara Skube's Partial...	Feb. 27, 2015	Case		4 9 S.Ct.
Examined by	48. U.S. Betterton ¶ 2004 WL 326375, *4+ , N.D.Iowa On February 20, 2003, a three-count indictment was returned against defendant Darcy Jay Betterton charging him with possessing methamphetamine with intent to distribute, in...	Jan. 20, 2004	Case		4 6 9 S.Ct.
Examined by	49. U.S. v. Jackson ¶ 529 F.Supp. 1047, 1049+ , D.Md. Defendant, charged with narcotics violations, moved to suppress certain evidence. The District Court, James R. Miller, Jr., J., held that approximately \$7,000 in cash seized from...	Dec. 18, 1981	Case		4 6 9 S.Ct.
Examined by	50. U.S. v. Torres 2013 WL 6409867, *1+ , D.Nev. Before the Court for consideration is the Findings and Recommendations (# 39) of Magistrate Judge George W. Foley entered July 10, 2013, recommending that Defendant's Motion to...	Dec. 06, 2013	Case		4 10 S.Ct.



Treatment	Title	Date	Type	Depth	Headnote(s)
Examined by	<p>51. U.S. v. Poblete ”</p> <p>2012 WL 5879742, *5+ , D.Nev.</p> <p>Before the court is defendant Joseph Poblete's Motion to Suppress (# 20). The government filed an Opposition (# 23), and the defendant filed a Reply (# 24). Officer Basner, Officer...</p>	Oct. 31, 2012	Case		<p>4</p> <p>8</p> <p>S.Ct.</p>
Examined by	<p>52. United States v. Ortega ”</p> <p>2023 WL 2427972, *5+ , D.N.M.</p> <p>This matter comes before the Court on Michael Theodore Ortega's Motion to Suppress Evidence and Statements Derived as a Result of an Invalid Seizure and Search (“Motion”) [Dkts....</p>	Mar. 09, 2023	Case		<p>9</p> <p>S.Ct.</p>
Examined by	<p> 53. United States v. Trujillo</p> <p>418 F.Supp.3d 867, 874+ , D.N.M.</p> <p>CRIMINAL JUSTICE — Searches and Seizures. Impoundment of defendant's vehicle was not justified by need to protect public safety or to facilitate flow of traffic.</p>	Nov. 20, 2019	Case		<p>9</p> <p>S.Ct.</p>
Examined by	<p>54. United States v. Trujillo</p> <p>341 F.Supp.3d 1280, 1285+ , D.N.M.</p> <p>CRIMINAL JUSTICE — Searches and Seizures. Inventory search of locked backpack found in defendant's vehicle pursuant to department policy did not violate Fourth Amendment.</p>	Oct. 29, 2018	Case		<p>4</p> <p>S.Ct.</p>
Examined by	<p>55. U.S. v. Conception ”</p> <p>1986 WL 6830, *1+ , E.D.N.Y.</p> <p>Raphael Conception was charged with public lewdness and possession of a controlled substance on a federal facility. Both charges arose at Riis Park on June 25, 1985. The charges...</p>	Mar. 05, 1986	Case		<p>4</p> <p>6</p> <p>9</p> <p>S.Ct.</p>
Examined by	<p>56. U.S. v. Callabross ”</p> <p>469 F.Supp. 323, 328+ , S.D.N.Y.</p> <p>Defendants moved to suppress items seized by police officers who had been summoned to premises by firemen because of suspicious origin of fire, presence of dangerous chemicals, and...</p>	Sep. 18, 1978	Case		<p>4</p> <p>9</p> <p>10</p> <p>S.Ct.</p>
Examined by	<p>57. U.S. v. Perez</p> <p>440 F.Supp. 272, 279+ , N.D. Ohio</p> <p>In prosecution of defendant for knowingly possessing a shotgun, defendant moved to suppress evidence obtained in a warrantless search of his premises. The District Court, Manos,...</p>	Apr. 21, 1977	Case		<p>2</p> <p>6</p> <p>9</p> <p>S.Ct.</p>
Examined by	<p> 58. U.S. v. Abbott ”</p> <p>584 F.Supp. 442, 445+ , W.D.Pa.</p> <p>Defendant who was charged with possession and intent to distribute a controlled substance filed a suppression motion contending that warrantless search of his vehicle violated...</p>	Apr. 19, 1984	Case		<p>4</p> <p>6</p> <p>9</p> <p>S.Ct.</p>

Treatment	Title	Date	Type	Depth	Headnote(s)
Examined by	 59. U.S. v. Sullivan ¶ 2009 WL 2045979, *7+ , D.S.D. Pending is Defendant's Motion to Suppress (Doc. 21). A hearing was held on Tuesday, May 19, 2009. Defendant was personally present and represented by his counsel of record,...	June 09, 2009	Case		4 9 10 S.Ct.
Examined by	60. U.S. v. Tackett 2005 WL 2114068, *6+ , W.D.Tenn. The grand jury indicted Thomas Russell Tackett ("Defendant") for receiving and possessing an unregistered "silencer," for receiving and possessing a silencer that did not bear...	Aug. 31, 2005	Case		4 6 9 S.Ct.
Examined by	61. U.S. v. Mikulski ¶ 139 F.Supp.2d 1204, 1207+ , D.Utah CRIMINAL JUSTICE - Searches and Seizures. During consensual interview reasonable suspicion arose to justify detention and search of suspect.	Apr. 06, 2001	Case		2 4 9 S.Ct.
Examined by	62. U. S. v. Weiss 11 M.J. 651, 652+ , AFCMR Accused was tried by special court-martial, MacDill Air Force Base, Florida, Charles B. Heimburg, Military Judge, for various drug offenses, and found guilty. He appealed. The...	May 15, 1981	Case		4 5 9 S.Ct.
Examined by	63. Ex parte Boyd ¶ 542 So.2d 1276, 1278+ , Ala. Defendant was convicted in the Circuit Court, Calhoun County, Harold G. Quattlebaum, J., of robbery, kidnapping, and murder offenses, and was sentenced to death by electrocution. ...	Feb. 24, 1989	Case		4 6 9 S.Ct.
Examined by	 64. D'Antonio v. State ¶ 926 P.2d 1158, 1162+ , Alaska Defendant was convicted, in the Superior Court, Third Judicial District, Anchorage, Joan M. Woodward, J., of engaging in scheme to defraud. Defendant appealed. The Court of...	Nov. 22, 1996	Case		4 9 10 S.Ct.
Examined by	  65. State v. Daniel ¶ 589 P.2d 408, 412+ , Alaska An order of the Superior Court, Fourth Judicial District, Gerald J. Van Hoomissen, J., suppressed evidence, and a petition by the State for review was granted. The Supreme Court,...	Jan. 19, 1979	Case		4 6 9 S.Ct.
Examined by	 66. Colyer v. State ¶ 652 S.W.2d 645, 647+ , Ark.App. Defendant was convicted in the Circuit Court, Carroll County, W.H. Enfield, J., of possession of a controlled substance with intent to deliver and possession of firearm by...	June 22, 1983	Case		4 9 10 S.Ct.














Treatment	Title	Date	Type	Depth	Headnote(s)
Examined by	 67. People v. Patterson ¶ 2016 WL 6302317, *5+ , Cal.App. 4 Dist. After the trial court denied his motion to suppress evidence obtained following a traffic stop and subsequent impoundment and inventory search of the vehicle in which he was a...	Oct. 05, 2016	Case		4 10 S.Ct.
Examined by	 68. People v. Baza 2010 WL 3621076, *3+ , Cal.App. 5 Dist. After his motion to suppress evidence (Pen.Code, § 1538.5) was denied, appellant, Ranferi Baza, pled no contest to one felony, viz., transportation of methamphetamine (Health &...	Sep. 20, 2010	Case		4 6 9 S.Ct.
Examined by	 69. People v. Shafrir 107 Cal.Rptr.3d 721, 727+ , Cal.App. 1 Dist. CRIMINAL JUSTICE - Searches and Seizures. Officers' decision to impound arrestee's automobile was reasonable under Fourth Amendment.	Mar. 29, 2010	Case		4 7 9 S.Ct.
Examined by	 70. People v. Flores ¶ 2010 WL 324436, *4+ , Cal.App. 2 Dist. Defendant and appellant Oscar Flores appeals from the judgment entered following a jury trial that resulted in his conviction for possession of methamphetamine for sale. Sentence...	Jan. 29, 2010	Case		4 9 10 S.Ct.
Examined by	 71. People v. Davis ¶ 2001 WL 1545713, *6+ , Cal.App. 5 Dist. A three-count criminal complaint filed in Bakersfield Municipal Court on March 15, 2000, charged appellant Larry John Davis in count I with violation of Health and Safety Code...	Dec. 05, 2001	Case		4 6 9 S.Ct.
Examined by	 72. People v. Benites 11 Cal.Rptr.2d 512, 518+ , Cal.App. 5 Dist. Defendant was convicted before the Superior Court, Tuolumne County, Nos. 28581 and 28934, Gerard Kettmenn, J., assigned, of several counts of receiving stolen property, being an...	Sep. 02, 1992	Case		4 7 9 S.Ct.
Examined by	 73. People v. Burch 232 Cal.Rptr. 502, 504+ , Cal.App. 5 Dist. Defendant was charged by information with possession of methamphetamine, possession of hypodermic needle and syringe, driving with suspended or revoked driver's license, and...	Dec. 18, 1986	Case		4 6 9 S.Ct.
Examined by	  74. People v. Bertine ¶ 706 P.2d 411, 414+ , Colo. The People appealed from an order of the District Court, Boulder County, Richard C. McLean, J., which granted a defense motion to suppress evidence seized from the defendant's...	Sep. 30, 1985	Case		4 9 10 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Examined by	75. State v. Stallings 60 A.3d 1119, 1123+ , Del.Super. CRIMINAL JUSTICE - Searches and Seizures. Police had proper grounds to conduct warrantless inventory search of defendant's unregistered car that was being towed.	Dec. 24, 2012	Case		4 9 S.Ct.
Examined by	76. Miller v. State ” 403 So.2d 1307, 1309+ , Fla. Order of the Circuit Court, Hillsborough County, J. Roger Padgett, J., granting motion to suppress evidence in criminal prosecution was reversed on appeal by the State, 369 So.2d...	May 28, 1981	Case		4 6 9 S.Ct.
Examined by	77. Delatte v. State ” 384 So.2d 245, 246+ , Fla.App. 1 Dist. Defendant was convicted in the Circuit Court, Leon County, John A. Rudd, J., upon his plea of nolo contendere for carrying a concealed firearm. The District Court of Appeal,...	June 04, 1980	Case		4 6 9 S.Ct.
Examined by	78. State v. Ramos ” 2022 WL 2375831, *3+ , Idaho App. CRIMINAL JUSTICE — Searches and Seizures. Police officers' decision to impound defendant's vehicle was reasonable under circumstances so as not to require warrant under Fourth...	July 01, 2022	Case		4 7 9 S.Ct.
Examined by	79. State v. Bray ” 834 P.2d 892, 895+ , Idaho App. Defendant who conditionally pled guilty to possession of a controlled substance with intent to deliver appealed from order of the District Court, Fourth Judicial District, Boise...	May 04, 1992	Case		4 9 10 S.Ct.
Examined by	80. People v. Hundley ” 619 N.E.2d 744, 745+ , Ill. Inventory Search. Officer's decision to open cigarette case during inventory search of unattended automobile was reasonable exercise of judgment.	Aug. 26, 1993	Case		4 6 9 S.Ct.
Examined by	81. People v. Bayles ” 411 N.E.2d 1346, 1349+ , Ill. Defendant was convicted in the Circuit Court, Johnson County, Duane T. Leach, J., of possession of more than 500 grams of cannabis, and he appealed. The Appellate Court, Kuntz,...	Oct. 17, 1980	Case		4 6 9 S.Ct.
Examined by	82. People v. Clark ” 357 N.E.2d 798, 800+ , Ill. Defendant was convicted before the Circuit Court, Macon County, Donald W. Morthland, J., of forgery, and he appealed. The Appellate Court, 32 Ill.App.3d 898, 336 N.E.2d 892,...	Nov. 15, 1976	Case		4 9 10 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Examined by	 83. People v. Hamilton 371 N.E.2d 1234, 1237+ , Ill.App. 4 Dist. Defendant was convicted in Circuit Court, Champaign County, Roger H. Little, J., of possessing a controlled substance, and he appealed. The Appellate Court, Craven, J., held that a...	Jan. 06, 1978	Case		4 6 9 S.Ct.
Examined by	 84. Fair v. State ¶ 627 N.E.2d 427, 430+ , Ind. Inventory Search. State did not carry its burden that search of defendant's automobile was reasonable.	Dec. 30, 1993	Case		4 6 9 S.Ct.
Examined by	 85. Dearing v. State 393 N.E.2d 167, 171+ , Ind. Defendants were convicted in Criminal Court, Marion County, Samuel Blume, J. pro tem., of commission of a felony while armed, and they appealed. The Supreme Court, Prentice, J.,...	Aug. 29, 1979	Case		4 6 9 S.Ct.
Examined by	  86. State v. Roth ¶ 305 N.W.2d 501, 505+ , Iowa Defendant appealed from order entered by the Woodbury District Court, George F. Davis, J., overruling motion to suppress marijuana seized from locked trunk in motor vehicle during...	May 13, 1981	Case		4 6 9 S.Ct.
Examined by	  87. State v. Casteel ¶ 392 N.W.2d 168, 170+ , Iowa App. Defendant was convicted of possession of schedule I controlled substance in the District Court, Henry County, Joel J. Kamp, Associate Judge, and he appealed. The Court of...	June 04, 1986	Case		4 9 10 S.Ct.
Examined by	 88. State v. Fortune ¶ 689 P.2d 1196, 1198+ , Kan. State appealed from order of the District Court, Sedgwick County, Hal Malone, J., suppressing physical evidence seized from trunk of defendant's automobile. The Supreme Court,...	Oct. 26, 1984	Case		4 9 10 S.Ct.
Examined by	 89. State v. Jewell ¶ 338 So.2d 633, 637+ , La. Defendant was convicted in the 19th Judicial District Court, Parish of East Baton Rouge, Daniel W. LeBlanc, J., of possession of an illegal drug, and defendant appealed. The...	Oct. 06, 1976	Case		4 6 9 S.Ct.
Examined by	 90. Com. v. Ford ¶ 476 N.E.2d 560, 562+ , Mass. Defendant was convicted in the Superior Court, Middlesex County, Robert A. Belmonte, J., of carrying a firearm under his control in a motor vehicle without a license, and he...	Apr. 04, 1985	Case		4 6 9 S.Ct.























Treatment	Title	Date	Type	Depth	Headnote(s)
Examined by	  91. Duncan v. State ¶¶ 378 A.2d 1108, 1111+ , Md. The Circuit Court, Frederick County, Robert C. Clapp, Jr., J., convicted one defendant of theft and other defendant of receiving stolen goods, and defendants appealed. The Court...	Oct. 27, 1977	Case	  	4 6 9 S.Ct.
Examined by	92. State v. Paynter ¶¶ 170 A.3d 891, 895+ , Md.App. CRIMINAL JUSTICE — Searches and Seizures. Inventory search of defendant's impounded vehicle was carried out pursuant to standardized police policy.	Sep. 28, 2017	Case	  	4 7 9 S.Ct.
Examined by	 93. People v. Toohey ¶¶ 475 N.W.2d 16, 18+ , Mich. Defendant was convicted by the Washtenaw Circuit Court, William F. Ager, Jr., J., of possession of more than 50 grams but less than 225 grams of mixture containing controlled...	Aug. 27, 1991	Case	  	4 6 9 S.Ct.
Examined by	94. People v. Long ¶¶ 359 N.W.2d 194, 195+ , Mich. Defendant was convicted in the Circuit Court, Barry County, Hudson E. Deming, J., of possession of marijuana, and he appealed. The Michigan Court of Appeals, 94 Mich.App. 338,...	Dec. 03, 1984	Case	  	4 7 9 S.Ct.
Examined by	 95. People v. Long ¶¶ 320 N.W.2d 866, 869+ , Mich. Defendant was convicted in the Barry Circuit Court, Hudson E. Deming, J., of possession of marijuana, and he appealed. The Court of Appeals, 94 Mich.App. 338, 288 N.W.2d 629,...	June 14, 1982	Case	  	4 6 9 S.Ct.
Examined by	96. People v. Kennedy ¶¶ 2018 WL 6070671, *1+ , Mich.App. The prosecution appeals the trial court's order granting defendant's motion to dismiss following the trial court's grant of defendant's motions to suppress and to quash the...	Nov. 20, 2018	Case	  	4 10 S.Ct.
Examined by	 97. People v. Toohey ¶¶ 454 N.W.2d 209, 212+ , Mich.App. Defendant was convicted by the Washtenaw Circuit Court, William F. Ager, Jr., J., of possession of more than 50 grams but less than 225 grams of mixture containing controlled...	Apr. 16, 1990	Case	  	4 7 9 S.Ct.
Examined by	 98. State v. Holmes ¶¶ 569 N.W.2d 181, 186+ , Minn. After defendant was charged with transporting pistol inside vehicle without permit, the trial court, James T. Derndon, J., suppressed evidence of the pistol and defendant's...	Sep. 18, 1997	Case	  	4 6 9 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Examined by	99. Anderson v. Commissioner of Public Safety ¶ 2003 WL 282374, *5+ , Minn.App. Appellant challenges the revocation of his driver's license for operating a motor vehicle while impaired, arguing that (1) the revocation of his license was invalid because his...	Feb. 11, 2003	Case		4 6 9 S.Ct.
Examined by	100. State v. Rodewald ¶ 372 N.W.2d 824, 826+ , Minn.App. Appeal was brought from a judgment of the District Court, Rice County, Bernard Borene, J., suppressing evidence of LSD found in defendant's wallet during stationhouse inventory...	Aug. 20, 1985	Case		4 6 9 S.Ct.
Examined by	101. Robinson v. State ¶ 418 So.2d 749, 753+ , Miss. Defendant was convicted in the Circuit Court, Leflore County, Webb Franklin, J., of burglary, and he appealed. The Supreme Court, Dan M. Lee, J., held that: (1) evidence, which...	Feb. 10, 1982	Case		4 9 10 S.Ct.
Examined by	102. State v. Valentine ¶ 584 S.W.2d 92, 98+ , Mo. Defendant was convicted in the Circuit Court, St. Louis County, John R. Rickhoff, J., of first-degree robbery and armed criminal action. Defendant appealed, and the Supreme Court,...	July 17, 1979	Case		4 6 9 S.Ct.
Examined by	103. State v. Williams 654 S.W.2d 238, 241+ , Mo.App. S.D. Defendant was convicted in the Circuit Court, Greene County, Jack A. Powell, J., of two counts of the class C felony of stealing, and she appealed. The Court of Appeals, Prewitt,...	June 08, 1983	Case		4 6 9 S.Ct.
Examined by	104. State v. Phifer 254 S.E.2d 586, 587+ , N.C. Defendant was convicted in Superior Court, Mecklenburg County, of felonious possession of cocaine, and the conviction was affirmed by the Court of Appeals, 39 N.C.App. 278, 250...	May 17, 1979	Case		4 6 9 S.Ct.
Examined by	105. State v. Phifer ¶ 250 S.E.2d 309, 311+ , N.C.App. Defendant was convicted in the Superior Court, Mecklenburg County, David Smith, J., of felonious possession of cocaine and he appealed. The Court of Appeals, Morris, C. J., held...	Jan. 02, 1979	Case		4 9 10 S.Ct.
Examined by	106. State v. Hill ¶ 557 A.2d 322, 324+ , N.J. Following denial of motion to suppress use of certain controlled substances discovered in defendant's vehicle, defendant entered conditional guilty plea to possession of...	May 04, 1989	Case		4 9 10 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Examined by	 107. State v. Mangold ¶ 414 A.2d 1312, 1315+ , N.J. On motion to suppress evidence seized from motor vehicle as a result of alleged inventory search, the Superior Court, Law Division, Criminal, 156 N.J.Super. 382, 383 A.2d 1190,...	May 19, 1980	Case		4 6 9 S.Ct.
Examined by	 108. State v. Slockbower ¶ 397 A.2d 1050, 1052+ , N.J. State was granted leave to appeal from order of Hudson County Court which granted defendant's motion to suppress evidence. The Superior Court, Appellate Division, 145 N.J.Super....	Jan. 12, 1979	Case		4 6 9 S.Ct.
Examined by	109. State v. McDaniel ¶ 383 A.2d 1174, 1176+ , N.J.Super.A.D. Defendant was convicted in the Superior Court, Law Division, of possession of heroin with intent to distribute, and he appealed. The Superior Court, Appellate Division, held that:...	Feb. 24, 1978	Case		4 6 9 S.Ct.
Examined by	 110. State v. Slockbower ¶ 368 A.2d 388, 390+ , N.J.Super.A.D. State was granted leave to appeal from order of the Hudson County Court which granted defendant's motion to suppress evidence. The Superior Court, Appellate Division, held that...	Dec. 13, 1976	Case		4 6 9 S.Ct.
Examined by	111. State v. Jim ¶ 508 P.3d 937, 940+ , N.M.App. CRIMINAL JUSTICE — Searches and Seizures. Warrantless inventory search of locked gun safe in defendant's truck was unreasonable search under State Constitution.	Jan. 31, 2022	Case		2 4 7 S.Ct.
Examined by	112. People v. Mortel ¶ --- N.Y.S.3d ----+ , N.Y.A.D. 2 Dept. CRIMINAL JUSTICE — Searches and Seizures. Evidence was insufficient to establish that state trooper actually conducted inventory search of defendant's vehicle pursuant to a police...	July 21, 2021	Case		1 7 9 S.Ct.
Examined by	113. State v. Mesa ¶ 717 N.E.2d 329, 332+ , Ohio CRIMINAL JUSTICE - Searches and Seizures. Closed but unlocked armrest console could be opened during inventory search of vehicle.	Oct. 20, 1999	Case		4 6 9 S.Ct.
Examined by	 114. State v. Hathman 604 N.E.2d 743, 743+ , Ohio Searches and Seizures. Inventory search of closed container in defendant's automobile was invalid.	Dec. 14, 1992	Case		4 9 10 S.Ct.
Examined by	115. State v. Calvin ¶ 2015 WL 7429739, *3+ , Ohio App. 3 Dist. {¶ 1} Defendant-appellant, Saudi Calvin ("Calvin"), brings this appeal from the judgment of the Common Pleas Court of Hancock County, Ohio, denying his motion to suppress, finding...	Nov. 23, 2015	Case		4 9 10 S.Ct.


















Treatment	Title	Date	Type	Depth	Headnote(s)
Examined by	 116. State v. Perry 2012 WL 5195814, *6+ , Ohio App. 11 Dist. {¶ 1} Appellant, Kyle J. Perry, appeals the judgments of the Lake County Court of Common Pleas denying his motions to suppress evidence from two alleged unconstitutional automobile...	Oct. 22, 2012	Case		4 S.Ct.
Examined by	117. State v. Fry  1994 WL 700089, *2+ , Ohio App. 9 Dist. This cause was heard upon the record in the trial court. Each error assigned has been reviewed and the following disposition is made: This cause comes before the court upon the...	Dec. 14, 1994	Case		4 7 9 S.Ct.
Examined by	118. State v. Skripick  1987 WL 18439, *3+ , Ohio App. 6 Dist. This matter is before the court on appeal of the granting of appellee's motion to suppress evidence. The facts of the case are as follows. On November 1, 1986 at approximately...	Oct. 16, 1987	Case		4 6 9 S.Ct.
Examined by	 119. State v. Griffith  1985 WL 7681, *2+ , Ohio App. 12 Dist. This cause came on to be heard upon the appeal, transcript of the docket, journal entries and original papers from the Court of Common Pleas of Clermont County, Ohio, the...	July 15, 1985	Case		4 6 9 S.Ct.
Examined by	 120. State v. Noe  1982 WL 6560, *5+ , Ohio App. 6 Dist. Finding all assignments of error not well taken, judgment of the Common Pleas Court of Fulton County is affirmed at appellant's costs and cause is remanded to said court for...	Sep. 03, 1982	Case		4 6 9 S.Ct.
Examined by	121. State v. Dotson 1982 WL 3954, *2+ , Ohio App. 10 Dist. On November 30, 1980, at approximately 9:30 p.m., defendant was arrested by the Columbus police. The officers had observed the vehicle swerving to the left and right, and running...	Jan. 28, 1982	Case		4 6 9 S.Ct.
Examined by	 122. State v. Hibbett  1980 WL 352735, *5+ , Ohio App. 1 Dist. At about 11:00 a.m. on March 2, 1976, Johnny Virges, manager of Syl's Party Corner, a beer and wine carry-out, telephoned the store's owner, Sylvia Hibbett, defendant-appellant...	Feb. 20, 1980	Case		4 7 9 S.Ct.
Examined by	123. State v. Jones 1979 WL 209797, *2+ , Ohio App. 8 Dist. This cause came on to be heard upon the pleading and the transcript of the evidence and record in the Common Pleas Court, and was argued by counsel; on consideration whereof, the...	Apr. 12, 1979	Case		4 9 10 S.Ct.







Treatment	Title	Date	Type	Depth	Headnote(s)
Examined by	<p> 124. State v. Atkinson ¶¶ 688 P.2d 832, 834+ , Or.</p> <p>Defendant cross-appealed from an order of the Circuit Court, Polk County, H.W. Devlin, J., which denied part of his motions to suppress evidence in three consolidated burglary...</p>	Sep. 25, 1984	Case		<p>4 6 9</p> <p>S.Ct.</p>
Examined by	<p>125. Commonwealth v. Thompson ¶¶ 289 A.3d 1104, 1108+ , Pa.Super.</p> <p>CRIMINAL JUSTICE — Searches and Seizures. Inventory search of defendant's vehicle per standard procedure once officer determined defendant was incapacitated and it should be towed...</p>	Feb. 07, 2023	Case		<p>4 5 7</p> <p>S.Ct.</p>
Examined by	<p> 126. Com. v. Henley ¶¶ 909 A.2d 352, 359+ , Pa.Super.</p> <p>CRIMINAL JUSTICE - Searches and Seizures. Officer was authorized to impound defendant's vehicle pursuant to his traditional community care-taking function.</p>	Sep. 29, 2006	Case		<p>4 6 9</p> <p>S.Ct.</p>
Examined by	<p>127. Com. v. Hennigan 753 A.2d 245, 255+ , Pa.Super.</p> <p>CRIMINAL JUSTICE - Searches and Seizures. "Control of vehicle," as used in impoundment statute, means control of vehicle on highway where it poses safety concern.</p>	May 09, 2000	Case		<p>4 6 9</p> <p>S.Ct.</p>
Examined by	<p>128. State v. Miller ¶¶ 814 S.E.2d 166, 169+ , S.C.</p> <p>CRIMINAL JUSTICE — Searches and Seizures. Inventory search officers conducted with respect to lawfully-impounded vehicle was reasonable and valid under Fourth Amendment.</p>	May 09, 2018	Case		<p>4 9</p> <p>S.Ct.</p>
Examined by	<p> 129. Drinkard v. State ¶¶ 584 S.W.2d 650, 652+ , Tenn.</p> <p>Defendant was convicted before the Criminal Court, Madison County, Gene Walker, J., of possession of marijuana, and he appealed. The Court of Criminal Appeals affirmed, and...</p>	July 30, 1979	Case		<p>4 9 10</p> <p>S.Ct.</p>
Examined by	<p>130. Kelley v. State ¶¶ 677 S.W.2d 34, 37+ , Tex.Crim.App.</p> <p>Defendant was convicted in the 248th Judicial District Court, Harris County, Jimmy James, J., of aggravated robbery, and defendant appealed. The Court of Criminal Appeals,...</p>	Sep. 19, 1984	Case		<p>4 6 9</p> <p>S.Ct.</p>
Examined by	<p>131. Backer v. State 656 S.W.2d 463, 464+ , Tex.Crim.App.</p> <p>Defendant was convicted in the County Criminal Court at Law, Harris County, Jimmie Duncan, J., of possession of marijuana, and he appealed. The Court of Criminal Appeals, Odom,...</p>	July 06, 1983	Case		<p>4 6 9</p> <p>S.Ct.</p>













Treatment	Title	Date	Type	Depth	Headnote(s)
Examined by	 132. Robertson v. State 541 S.W.2d 608, 610+ , Tex.Crim.App. Defendant was convicted before the Criminal Court at Law No. 7, Harris County, Richard M. Millard, J., of possession of less than two ounces of marijuana, and he appealed. The...	Oct. 06, 1976	Case		4 9 10 S.Ct.
Examined by	133. Collins v. State  630 S.W.2d 890, 891+ , Tex.App.-Hous. (1 Dist.) Defendant was convicted in the County Court, Harris County, Sherman A. Ross, J., of possession with intent to sell obscene devices, and he appealed. The Court of Appeals, Stillely,...	Mar. 25, 1982	Case		4 7 9 S.Ct.
Examined by	 134. Servis v. Commonwealth  371 S.E.2d 156, 163+ , Va.App. Defendant was convicted in the Circuit Court, Hanover County, Richard H.C. Taylor, J., of possession of drug paraphernalia with intent to distribute, possession of marijuana with...	July 05, 1988	Case		4 6 9 S.Ct.
Examined by	  135. State v. Houser  622 P.2d 1218, 1222+ , Wash. The Superior Court, Alan R. Hallowell, J., found defendant guilty of two counts of possession of controlled substance. The Court of Appeals, Pearson, C. J., 21 Wash.App. 30, 584...	Dec. 31, 1980	Case		4 6 9 S.Ct.
Examined by	 136. State v. White  924 P.2d 55, 57+ , Wash.App. Div. 1 CRIMINAL JUSTICE - Searches and Seizures. Trunk opened from inside was subject to inventory search.	Oct. 14, 1996	Case		4 9 10 S.Ct.
Examined by	 137. State v. Asboth  898 N.W.2d 541, 546+ , Wis. CRIMINAL JUSTICE — Searches and Seizures. Officers acted reasonably when seizing defendant's car for impoundment following his arrest pursuant to their community caretaker...	July 06, 2017	Case		7 S.Ct.
Examined by	 138. State v. Callaway  317 N.W.2d 428, 431+ , Wis. Appeal was taken by the State from order of the Circuit Court, Washington County, J. Tom Merriam, J., suppressing physical evidence in criminal prosecution. The Court of Appeals,...	Mar. 26, 1982	Case		4 9 10 S.Ct.
Examined by	139. State v. Asboth  888 N.W.2d 23, 23+ , Wis.App. Kenneth Asboth appeals a judgment of conviction for armed robbery, challenging the circuit court's denial of his motion to suppress evidence. Police lawfully took Asboth into...	Sep. 29, 2016	Case		1 2 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Examined by	140. State v. Noel ¶ 779 S.E.2d 877, 886+ , W.Va. CRIMINAL JUSTICE - Searches and Seizures. Warrantless search of passenger compartment of vehicle incident to defendant's arrest was not justified.	Nov. 06, 2015	Case		4 9 10 S.Ct.
Distinguished by NEGATIVE	141. People v. Brown ¶ 415 P.3d 815, 818+ , Colo. CRIMINAL JUSTICE — Searches and Seizures. Impoundment of vehicle and inventory search after officer issued citation for driving on suspended license was outside scope of community...	Apr. 16, 2018	Case		5 7 9 S.Ct.
Distinguished by NEGATIVE	142. People v. Zabala ¶ 227 Cal.Rptr.3d 878, 881+ , Cal.App. 6 Dist. CRIMINAL JUSTICE — Searches and Seizures. Search of hidden compartment behind vehicle's console fell outside scope of inventory search but was supported by probable cause.	Jan. 11, 2018	Case		9 10 S.Ct.
Distinguished by NEGATIVE	143. Taha v. State ¶ 366 P.3d 544, 546+ , Alaska App. CRIMINAL JUSTICE - Searches and Seizures. Seizure of vehicles under impoundment ordinance was not justified under community caretaker rationale.	Feb. 05, 2016	Case		5 S.Ct.
Distinguished by NEGATIVE	144. Thompson v. Village of Monee ¶ 110 F.Supp.3d 826, 842+ , N.D.Ill. CRIMINAL JUSTICE — Search Incident to Arrest. Police officers' seizure of arrestee's vehicle was objectively reasonable under Fourth Amendment.	June 17, 2015	Case		4 S.Ct.
Distinguished by NEGATIVE	145. U.S. v. Calvin ¶ 2012 WL 2233742, *2+ , D.Kan. This matter is before the Court on defendant Oscar Calvin, III's motion to suppress (Doc. # 18). Defendant seeks to suppress evidence seized during the inventory search of his...	June 15, 2012	Case		4 S.Ct.
Distinguished by NEGATIVE	146. Ervin v. Commonwealth ¶ 2010 WL 2482314, *7+ , Va.App. Samuel A. Ervin (appellant) appeals from his conviction for possession with intent to distribute marijuana, in violation of Code § 18.2-248.1. On appeal, appellant contends the...	June 22, 2010	Case		9 10 S.Ct.
Distinguished by NEGATIVE	147. U.S. v. Coccia 446 F.3d 233, 238+ , 1st Cir.(Mass.) CRIMINAL JUSTICE - Searches and Seizures. Towing of car for impoundment was not an unreasonable seizure under Fourth Amendment.	May 05, 2006	Case		4 7 9 S.Ct.
Distinguished by NEGATIVE	148. Wiede v. State 163 S.W.3d 239, 243+ , Tex.App.-Austin CRIMINAL JUSTICE - Searches and Seizures. Warrantless search of defendant's car following traffic accident was not justified under emergency doctrine.	Apr. 14, 2005	Case		1 2 9 S.Ct.

















Treatment	Title	Date	Type	Depth	Headnote(s)
Distinguished by NEGATIVE	149. Cannon v. U.S. 838 A.2d 293, 297+ , D.C. CRIMINAL JUSTICE - Larceny. Evidence supported conviction of police officer for stealing arrestee's cell phone.	Dec. 18, 2003	Case		4 9 10 S.Ct.
Distinguished by NEGATIVE	150. Sellman v. State 🇺🇸 828 A.2d 803, 812+ , Md.App. CRIMINAL JUSTICE - Searches and Seizures. Evidence did not establish standard inventory search policy.	July 07, 2003	Case		4 6 9 S.Ct.
Distinguished by NEGATIVE	151. State v. Clark 🇺🇸 666 N.W.2d 112, 116+ , Wis.App. CRIMINAL JUSTICE - Searches and Seizures. Inventory search of impounded and towed vehicle was not reasonable.	May 20, 2003	Case		4 7 9 S.Ct.
Distinguished by NEGATIVE	152. State v. Baldwin 396 N.W.2d 192, 194+ , Iowa Defendant was convicted by jury in the District Court, Jasper County, Michael J. Streit and M.C. Herrick, JJ., of burglary in second degree, and he appealed. The Court of Appeals...	Nov. 12, 1986	Case		4 9 10 S.Ct.
Distinguished by NEGATIVE	153. State v. Kuster 🇺🇸 353 N.W.2d 428, 430+ , Iowa Defendant was convicted in the Iowa District Court, Guthrie County, M.C. Herrick and James W. Brown, JJ., of terrorism, and he appealed. The Supreme Court, Larson, J., held that...	Aug. 22, 1984	Case		4 6 9 S.Ct.
Distinguished by NEGATIVE	154. Com. v. Corbin 🇺🇸 469 A.2d 615, 616+ , Pa.Super. Defendant was convicted in the Court of Common Pleas, Criminal Division, Clearfield County, No. 77-610-CRA, Reilly, J., of three counts of forgery, three counts of receiving stolen...	Nov. 18, 1983	Case		4 6 9 S.Ct.
Distinguished by NEGATIVE	155. Michigan v. Long 🇺🇸 103 S.Ct. 3469, 3472+ , U.S.Mich. Defendant was convicted in the Barry Circuit Court, Hudson E. Deming, J., of possession of marijuana, and he appealed. The Michigan Court of Appeals, 94 Mich.App. 338, 288 N.W.2d...	July 06, 1983	Case		9 10 S.Ct.
Distinguished by NEGATIVE	156. People v. Schultz 418 N.E.2d 6, 9+ , Ill.App. 1 Dist. Defendant was convicted in the Circuit Court, Cook County, Richard Petrarca, J., of robbery, and he appealed. The Appellate Court, McGillicuddy, J., held that impoundment and...	Feb. 25, 1981	Case		4 9 10 S.Ct.
Distinguished by NEGATIVE	157. Nolan v. State 🇺🇸 588 S.W.2d 777, 780+ , Tenn.Crim.App. Defendant was convicted in the Criminal Court, Shelby County, James C. Beasley, J., of receiving stolen property over value of \$100, and he appealed. The Court of Criminal Appeals,...	Mar. 29, 1979	Case		4 9 10 S.Ct.
















Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	 158. California v. Carney ¶ 105 S.Ct. 2066, 2069+ , U.S.Cal. After unsuccessful motions to suppress evidence and to dismiss, defendant pleaded in the Superior Court, San Diego County, William T. Low, J., nolo contendere to charge of...	May 13, 1985	Case		2 S.Ct.
Discussed by	 159. Illinois v. Lafayette 103 S.Ct. 2605, 2607+ , U.S.Ill. State appealed from an order of the Circuit Court, Kankakee County, John F. Michela, J., which suppressed evidence obtained during a warrantless search of the defendant's shoulder...	June 20, 1983	Case		4 9 S.Ct.
Discussed by	  160. Rakas v. Illinois ¶ 99 S.Ct. 421, 436+ , U.S.Ill. Certiorari was granted to review affirmance by the Illinois Appellate Court, 46 Ill.App.3d 569, 4 Ill.Dec. 877, 360 N.E.2d 1252, of the action of the Circuit Court, Kankakee...	Dec. 05, 1978	Case		1 2 9 S.Ct.
Discussed by	 161. U.S. v. Chadwick ¶ 97 S.Ct. 2476, 2483+ , U.S.Mass. Appeal was taken by the United States from order of the United States District Court for the District of Massachusetts, 393 F.Supp. 763, granting motions of defendants to suppress...	June 21, 1977	Case		2 4 9 S.Ct.
Discussed by	 162. Oregon v. Mathiason ¶ 97 S.Ct. 711, 716+ , U.S.Or. By a judgment of the Circuit Court, Umatilla County, the defendant was convicted of burglary in the first degree and he appealed. The Court of Appeals, 22 Or.App. 494, 539 P.2d...	Jan. 25, 1977	Case		9 S.Ct.
Discussed by	 163. Caniglia v. Strom ¶ 953 F.3d 112, 123+ , 1st Cir.(R.I.) CIVIL RIGHTS — Arrest and Detention. Seizure of detainee for involuntary psychiatric evaluation at hospital was justified under community caretaking exception to warrant...	Mar. 13, 2020	Case		5 S.Ct.
Discussed by	 164. U.S. v. Ramos-Morales ¶ 981 F.2d 625, 627+ , 1st Cir.(Puerto Rico) Defendant was convicted in the United States District Court for the District of Puerto Rico, Juan M. Perez-Gimenez, J., of drug offenses and he appealed. The Court of Appeals,...	Dec. 31, 1992	Case		4 6 9 S.Ct.
Discussed by	 165. U.S. v. Rodriguez-Morales ¶ 929 F.2d 780, 785+ , 1st Cir.(R.I.) In prosecution for possession of cocaine with intent to distribute, evidence found in search of automobile was suppressed by order of the United States District Court for the...	Mar. 27, 1991	Case		5 9 S.Ct.


















Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	 166. U.S. v. Pappas ¶¶ 613 F.2d 324, 330+ , 1st Cir.(Mass.) Proceeding was instituted on petition for a rehearing en banc from a decision of a three-judge panel, 600 F.2d 300 reversing a district court's order suppressing evidence against...	Dec. 28, 1979	Case		4 6 9 S.Ct.
Discussed by	 167. U.S. v. Pappas ¶¶ 600 F.2d 300, 303+ , 1st Cir.(Mass.) Defendant charged with violating federal firearms law moved to suppress the firearm. The United States District Court for the District of Massachusetts, W. Arthur Garrity, Jr.,...	June 14, 1979	Case		2 4 6 S.Ct.
Discussed by	 168. U.S. v. Lopez 547 F.3d 364, 369+ , 2nd Cir.(N.Y.) CRIMINAL JUSTICE - Searches and Seizures. Warrantless search of automobile was pursuant to standardized inventory policy.	Nov. 10, 2008	Case		4 6 9 S.Ct.
Discussed by	  169. U.S. v. Ochs ¶¶ 595 F.2d 1247, 1255+ , 2nd Cir.(N.Y.) Defendant was convicted before the United States District Court for the Southern District of New York, Irving Ben Cooper, J., on seven counts of an indictment charging use of...	Mar. 13, 1979	Case		4 6 9 S.Ct.
Discussed by	170. United States v. Miller 662 Fed.Appx. 169, 171+ , 3rd Cir.(Pa.) CRIMINAL JUSTICE — Searches and Seizures. Impoundment of defendant's truck, upon defendant's lawful arrest, was reasonable exercise of community caretaking function.	Oct. 06, 2016	Case		—
Discussed by	 171. U.S. v. Matthews ¶¶ 532 Fed.Appx. 211, 218+ , 3rd Cir.(Pa.) CRIMINAL JUSTICE - Search Incident to Arrest. When valid, public arrest has been made, police may search arrestee's luggage at time of arrest before transporting it.	July 25, 2013	Case		4 7 S.Ct.
Discussed by	172. U.S. v. Showalter ¶¶ 858 F.2d 149, 153+ , 3rd Cir.(Pa.) Motion was filed to suppress evidence. The United States District Court for the Eastern District of Pennsylvania, Edward N. Cahn, J., granted motion. Appeal was taken. The...	Oct. 05, 1988	Case		4 6 9 S.Ct.
Discussed by	 173. United States v. Marshall ¶¶ 747 Fed.Appx. 139, 145+ , 4th Cir.(S.C.) CRIMINAL JUSTICE — Sentencing. Defendant's prior state law drug convictions qualified as predicate offenses under the Armed Career Criminal Act and career offender guideline.	Aug. 29, 2018	Case		5 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	<p> 174. United States v. Bullette ¶¶ 854 F.3d 261, 265+ , 4th Cir.(Md.)</p> <p>CRIMINAL JUSTICE — Searches and Seizures. Impoundment of vehicle found on property that DEA agents suspected was being used to manufacture PCP was reasonable.</p>	Apr. 20, 2017	Case		<p>7 9</p> <p>S.Ct.</p>
Discussed by	<p>175. U.S. v. Cartrette 502 Fed.Appx. 311, 315+ , 4th Cir.(S.C.)</p> <p>Lonnie Cartrette appeals his conviction of being a felon in possession of a firearm, in violation of 18 U.S.C. § 922(g)(1), and a two-level obstruction of justice sentencing...</p>	Dec. 31, 2012	Case		<p>4</p> <p>S.Ct.</p>
Discussed by	<p> 176. U.S. v. Johnson ¶¶ 410 F.3d 137, 144+ , 4th Cir.(Md.)</p> <p>CRIMINAL JUSTICE - Searches and Seizures. Community-caretaking exception to warrant requirement applied to police officer's search of defendant's glove compartment.</p>	June 08, 2005	Case		<p>5 9</p> <p>S.Ct.</p>
Discussed by	<p>177. U.S. v. Brown 787 F.2d 929, 931+ , 4th Cir.(Va.)</p> <p>Defendant was convicted of possession of unregistered firearm and silencer, in the United States District Court for the Western District of Virginia, at Danville, James C. Turk,...</p>	Apr. 08, 1986	Case		<p>4 6 9</p> <p>S.Ct.</p>
Discussed by	<p>178. U.S. v. Andrews ¶¶ 22 F.3d 1328, 1334+ , 5th Cir.(Miss.)</p> <p>Defendant was convicted in the United States District Court for the Southern District of Mississippi, Walter J. Gex, III, J., of possession of marijuana with intent to distribute...</p>	June 07, 1994	Case		<p>4 6 9</p> <p>S.Ct.</p>
Discussed by	<p> 179. U.S. v. Ponce ¶¶ 8 F.3d 989, 996+ , 5th Cir.(Tex.)</p> <p>Defendant was convicted in the United States District Court for the Western District of Texas, Sam Sparks, J., of possession of heroin with intent to distribute. Defendant...</p>	Nov. 23, 1993	Case		<p>4 7 9</p> <p>S.Ct.</p>
Discussed by	<p> 180. U.S. v. Hahn ¶¶ 922 F.2d 243, 246+ , 5th Cir.(Tex.)</p> <p>Defendant entered a conditional guilty plea to possession of unauthorized access devices and credit card fraud and use of a false social security number. The United States...</p>	Jan. 16, 1991	Case		<p>4 9</p> <p>S.Ct.</p>
Discussed by	<p>181. U.S. v. Ervin ¶¶ 907 F.2d 1534, 1537+ , 5th Cir.(Tex.)</p> <p>Defendant who had been indicted for possession of more than 100 kilograms of marijuana with intent to distribute moved to suppress marijuana seized during warrantless search of...</p>	July 26, 1990	Case		<p>1 2</p> <p>S.Ct.</p>
















Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	182. U.S. v. Orozco ¶ 715 F.2d 158, 161+ , 5th Cir.(Tex.) Defendant was convicted in the United States District Court for the Southern District of Texas, Carl O. Bue, Jr., J., of receipt of stolen vehicle and possession of firearms by...	Sep. 02, 1983	Case		4 6 9 S.Ct.
Discussed by	183. U.S. v. Dunn ¶ 674 F.2d 1093, 1099+ , 5th Cir.(Tex.) Defendants were found guilty on narcotics charges in the United States District Court for the Western District of Texas at Austin, Robert M. Hill, J., sitting by designation, and...	May 07, 1982	Case		1 2 S.Ct.
Discussed by	184. U.S. v. Prescott ¶ 599 F.2d 103, 105+ , 5th Cir.(Tex.) The United States District Court for the Southern District of Texas, Owen D. Cox, J., convicted defendant of possession of a firearm by a convicted felon, and defendant appealed. ...	July 20, 1979	Case		9 S.Ct.
Discussed by	185. U.S. v. Cadena ¶ 585 F.2d 1252, 1262+ , 5th Cir.(Fla.) Defendants were convicted in the United States District Court for the Southern District of Florida, C. Clyde Atkins, Chief Judge, of conspiracy to import marijuana into the United...	Nov. 14, 1978	Case		1 2 5 S.Ct.
Discussed by	186. U.S. v. Gaultney ¶ 581 F.2d 1137, 1143+ , 5th Cir.(Ga.) The Government appealed from the action of the United States District Court for the Northern District of Georgia, at Atlanta, Richard C. Freeman, J., in suppressing certain...	Oct. 10, 1978	Case		2 9 S.Ct.
Discussed by	187. U.S. v. Piatt ¶ 576 F.2d 659, 661+ , 5th Cir.(Tex.) Defendant was convicted in the United States District Court for the Northern District of Texas, Eldon B. Mahon, J., of unlawful possession of an unregistered firearm, and he...	July 17, 1978	Case		4 7 9 S.Ct.
Discussed by	188. United States v. Kelly ¶ 827 Fed.Appx. 538, 541+ , 6th Cir.(Mich.) CRIMINAL JUSTICE — Search Incident to Arrest. Inventory search of impounded automobile was not in violation of the Fourth Amendment.	Sep. 21, 2020	Case		4 S.Ct.
Discussed by	189. Leonard v. City of Nelsonville, Ohio ¶ 2020 WL 3429464, *2+ , 6th Cir.(Ohio) Ronald D. Leonard, proceeding pro se, appeals the district court's order dismissing his 42 U.S.C. § 1983 complaint pursuant to 28 U.S.C. § 1915(e)(2). This case has been referred...	Apr. 09, 2020	Case		8 S.Ct.
















Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	 190. U.S. v. Rohrig ” 98 F.3d 1506, 1514+ , 6th Cir.(Ohio) Defendant charged with possession of marijuana with intent to distribute and possession of unregistered sawed-off shotgun filed motion to suppress marijuana and shotgun found in...	Oct. 31, 1996	Case		2 6 S.Ct.
Discussed by	 191. U.S. v. McClellan ” 38 F.3d 1217, 1217+ , 6th Cir.(Ohio) N.D.Ohio. AFFIRMED.	Oct. 25, 1994	Case		4 9 10 S.Ct.
Discussed by	192. U.S. v. Decker ” 19 F.3d 287, 289+ , 6th Cir.(Mich.) Defendant was convicted in the United States District Court for the Western District of Michigan, Benjamin F. Gibson, Chief Judge, of conspiracy to manufacture MDA (3,...	Mar. 21, 1994	Case		6 9 S.Ct.
Discussed by	 193. U.S. v. Hill 878 F.2d 1436, 1436+ , 6th Cir.(Ohio) S.D.Ohio. AFFIRMED.	July 10, 1989	Case		4 6 9 S.Ct.
Discussed by	 194. Lovvorn v. City of Chattanooga, Tenn. ” 846 F.2d 1539, 1553+ , 6th Cir.(Tenn.) Fire fighters brought action against city, city board of commissioners, and fire chief asking that urine tests be enjoined and that declaratory judgment be entered that proposed...	May 23, 1988	Case		6 9 S.Ct.
Discussed by	  195. Wagner v. Higgins ” 754 F.2d 186, 189+ , 6th Cir.(Ky.) Plaintiff brought § 1983 action arising out of loss of property from his automobile during inventory search of automobile by police after his arrest. The United States District...	Feb. 08, 1985	Case		4 6 9 S.Ct.
Discussed by	 196. Sutterfield v. City of Milwaukee 751 F.3d 542, 555+ , 7th Cir.(Wis.) CIVIL RIGHTS - Arrest and Detention. It was objectively reasonable for police to believe that danger to homeowner's well-being was ongoing and that they needed to enter.	May 09, 2014	Case		4 7 S.Ct.
Discussed by	 197. U.S. v. Cherry ” 436 F.3d 769, 774+ , 7th Cir.(Ill.) CRIMINAL JUSTICE - Searches and Seizures. Officers followed procedure in conducting inventory search of car, so that search was reasonable.	Feb. 03, 2006	Case		4 6 9 S.Ct.
Discussed by	 198. U.S. v. Jackson ” 189 F.3d 502, 508+ , 7th Cir.(Ill.) CRIMINAL JUSTICE - Confessions. Statements after invocation of counsel right were initiated by defendant.	Aug. 24, 1999	Case		2 4 6 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	<p> 199. U.S. v. Sholola ¶¶ 124 F.3d 803, 818+ , 7th Cir.(Ill.)</p> <p>Defendant was convicted in the United States District Court for the Northern District of Illinois, Elaine E. Bucklow, J., of conspiring to import heroin, and he appealed,...</p>	Aug. 22, 1997	Case		<p>4 6 9</p> <p>S.Ct.</p>
Discussed by	<p> 200. U.S. v. Duguay ¶¶ 93 F.3d 346, 352+ , 7th Cir.(Ill.)</p> <p>After his suppression motion was denied, defendant was convicted in the United States District Court for the Southern District of Illinois, William D. Stiehl, J., of possession...</p>	Aug. 15, 1996	Case		<p>4 6 9</p> <p>S.Ct.</p>
Discussed by	<p> 201. U.S. v. Velarde ¶¶ 903 F.2d 1163, 1165+ , 7th Cir.(Ill.)</p> <p>Defendant was convicted in the United States District Court for the Southern District of Illinois, William L. Beatty, J., of possessing with intent to distribute cocaine, and he...</p>	June 11, 1990	Case		<p>4 6 9</p> <p>S.Ct.</p>
Discussed by	<p>202. United States v. Morris ¶¶ 995 F.3d 665, 668+ , 8th Cir.(Ark.)</p> <p>CRIMINAL JUSTICE — Searches and Seizures. Officer's decision to perform inventory search of arrested motorist's vehicle did not violate department policy.</p>	Apr. 30, 2021	Case		<p>6 7</p> <p>S.Ct.</p>
Discussed by	<p>203. U.S. v. Sims ¶¶ 424 F.3d 691, 693+ , 8th Cir.(Mo.)</p> <p>CRIMINAL JUSTICE - Searches and Seizures. Police officers had probable cause to impound defendant's van without a warrant.</p>	Oct. 03, 2005	Case		<p>4 6</p> <p>S.Ct.</p>
Discussed by	<p> 204. U.S. v. Rowland 341 F.3d 774, 779+ , 8th Cir.(Iowa)</p> <p>CRIMINAL JUSTICE - Searches and Seizures. Protective search of passenger compartment of vehicle during lawful traffic stop was reasonable.</p>	Sep. 03, 2003	Case		<p>4 6 9</p> <p>S.Ct.</p>
Discussed by	<p> 205. U.S. v. Mayfield 161 F.3d 1143, 1145+ , 8th Cir.(Minn.)</p> <p>After his motion to suppress was denied, defendant pled guilty and was convicted in the United States District Court for the District of Minnesota, Michael Davis, J., on charge of...</p>	Dec. 01, 1998	Case		<p>4 6 9</p> <p>S.Ct.</p>
Discussed by	<p> 206. U.S. v. Best 135 F.3d 1223, 1224+ , 8th Cir.(Ark.)</p> <p>After his motion to suppress was denied, defendant pleaded guilty in the United States District Court for the Eastern District of Arkansas, Stephen M. Reasoner, J., to possession...</p>	Feb. 05, 1998	Case		<p>4 6 9</p> <p>S.Ct.</p>
Discussed by	<p>207. U.S. v. Wallace ¶¶ 102 F.3d 346, 348+ , 8th Cir.(Neb.)</p> <p>Defendant appealed from the judgment of the United States District Court for the District of Nebraska, Thomas M. Shanahan, J., entered upon his conditional plea of guilty to...</p>	Dec. 10, 1996	Case		<p>4 9 10</p> <p>S.Ct.</p>





















Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	 208. U.S. v. Marshall ¶ 986 F.2d 1171, 1173+ , 8th Cir.(Mo.) Defendant was convicted in the United States District Court for the Eastern District of Missouri, Clyde S. Cahill, J., of being felon in possession of firearm. Defendant...	Feb. 09, 1993	Case		4 6 9 S.Ct.
Discussed by	 209. U.S. v. Martin ¶ 982 F.2d 1236, 1240+ , 8th Cir.(S.D.) Defendants were convicted in the United States District Court for the District of South Dakota, John B. Jones, Chief Judge, of drug and weapons offenses, and they appealed. The...	Jan. 07, 1993	Case		4 9 10 S.Ct.
Discussed by	 210. U.S. v. Mays ¶ 982 F.2d 319, 321+ , 8th Cir.(Minn.) Defendant was convicted of possession with intent to distribute cocaine and conspiracy to possess cocaine with intent to distribute after jury trial in the United States District...	Jan. 04, 1993	Case		4 9 S.Ct.
Discussed by	 211. U.S. v. Maier ¶ 691 F.2d 421, 423+ , 8th Cir.(Minn.) The United States appealed from order of the United States District Court for the District of Minnesota, 553 F.Supp. 438, Donald D. Alsop, J., granting defendant's motion to...	Oct. 27, 1982	Case		4 6 9 S.Ct.
Discussed by	  212. U.S. v. Bloomfield ¶ 594 F.2d 1200, 1202+ , 8th Cir.(Minn.) Defendant, indicted for possession of a controlled substance with intent to distribute, moved to suppress evidence seized from his knapsack during a routine inventory search of...	Mar. 01, 1979	Case		4 6 9 S.Ct.
Discussed by	  213. U.S. v. Schleis 582 F.2d 1166, 1172+ , 8th Cir.(Minn.) Defendant was convicted before the United States District Court for the District of Minnesota, Miles W. Lord, J., of possession of cocaine with intent to distribute, and he...	Aug. 15, 1978	Case		4 6 9 S.Ct.
Discussed by	214. Potter v. City of Lacey ¶ 46 F.4th 787, 802+ , 9th Cir. CIVIL RIGHTS — Certified Questions. Question regarding right to intrastate travel would be certified to Supreme Court of Washington State.	Aug. 18, 2022	Case		9 S.Ct.
Discussed by	 215. United States v. Orozco ¶ 858 F.3d 1204, 1208+ , 9th Cir.(Nev.) CRIMINAL JUSTICE — Searches and Seizures. State troopers' stop of tractor-trailer truck pursuant to Nevada's administrative scheme was pretext for criminal investigation.	June 01, 2017	Case		9 S.Ct.























Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	 216. U.S. v. Cervantes 703 F.3d 1135, 1141+ , 9th Cir.(Cal.) CRIMINAL JUSTICE - Searches and Seizures. Community caretaking exception to warrant requirement did not justify impoundment and subsequent inventory search of vehicle.	Nov. 28, 2012	Case		4 7 S.Ct.
Discussed by	 217. U.S. v. Cervantes 678 F.3d 798, 804+ , 9th Cir.(Cal.) CRIMINAL JUSTICE - Searches and Seizures. Community caretaking exception to warrant requirement did not justify impoundment and subsequent inventory search of vehicle.	May 16, 2012	Case		4 S.Ct.
Discussed by	 218. Miranda v. City of Cornelius  429 F.3d 858, 863+ , 9th Cir.(Or.) CRIMINAL JUSTICE - Searches and Seizures. Impoundment of vehicle from owners' driveway was not justified by community caretaking doctrine.	Nov. 17, 2005	Case		4 5 9 S.Ct.
Discussed by	 219. U.S. v. Penn  233 F.3d 1111, 1114+ , 9th Cir.(Or.) CRIMINAL JUSTICE - Searches and Seizures. Inventory search of impounded vehicle was valid.	Dec. 06, 2000	Case		4 6 9 S.Ct.
Discussed by	220. U.S. v. Martinez 990 F.2d 1263, 1263+ , 9th Cir.(Cal.) C.D.Cal. AFFIRMED.	Apr. 07, 1993	Case		4 6 9 S.Ct.
Discussed by	 221. U.S. v. \$277,000.00 U.S. Currency  941 F.2d 898, 904+ , 9th Cir.(Cal.) Government sought civil forfeiture of car and currency found in it. The United States District Court for the Central District of California, Ronald S.W. Lew, J., denied...	Aug. 08, 1991	Case		4 6 9 S.Ct.
Discussed by	222. U.S. v. Johnson 936 F.2d 1082, 1083+ , 9th Cir.(Wash.) Defendant moved to suppress evidence seized from locked trunk of his car during inventory search. The United States District Court for the Eastern District of Washington, Alan A....	June 27, 1991	Case		6 7 9 S.Ct.
Discussed by	223. U.S. v. Suastegui 924 F.2d 1063, 1063+ , 9th Cir.(Cal.) C.D.Cal. AFFIRMED.	Jan. 30, 1991	Case		4 7 9 S.Ct.
Discussed by	 224. U.S. v. Wanless  882 F.2d 1459, 1463+ , 9th Cir.(Wash.) Defendants appealed denial by the United States District Court for the Eastern District of Washington, Justin L. Quackenbush, J., of motion to suppress evidence obtained through...	Aug. 23, 1989	Case		4 6 9 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	  225. U.S. v. Monclavo-Cruz ¶¶ 662 F.2d 1285, 1288+ , 9th Cir.(Ariz.) Defendant was convicted in the United States District Court for the District of Arizona, Charles L. Hardy, J., of using a false alien registration receipt. She appealed. The...	July 10, 1981	Case		4 6 9 S.Ct.
Discussed by	226. U.S. v. Gallop 606 F.2d 836, 839+ , 9th Cir.(Wash.) Government appealed from an order of the United States District Court for the Western District of Washington, Morell E. Sharp, J., suppressing certain stolen money orders upon the...	July 20, 1979	Case		4 9 10 S.Ct.
Discussed by	 227. U.S. v. Hellman ¶¶ 556 F.2d 442, 443+ , 9th Cir.(Or.) Defendant was convicted in the United States District Court for the District of Oregon, Otto R. Skopil, Jr., Chief Judge, of mail fraud involving the use of credit cards and of...	June 24, 1977	Case		4 6 9 S.Ct.
Discussed by	 228. U.S. v. Jamerson ¶¶ 549 F.2d 1263, 1269+ , 9th Cir.(Wash.) Defendant was convicted in the United States District Court for the Western District of Washington, Marshall A. Neill, J., of knowing transportation of stolen vehicle in interstate...	Jan. 19, 1977	Case		4 6 9 S.Ct.
Discussed by	 229. United States v. Kendall ¶¶ 14 F.4th 1116, 1124+ , 10th Cir.(Colo.) CRIMINAL JUSTICE — Searches and Seizures. Officers had reasonable, non-pretextual, community-caretaker rationale for impoundment of vehicle, as required under Fourth Amendment.	Sep. 28, 2021	Case		4 9 10 S.Ct.
Discussed by	230. United States v. Woodard 5 F.4th 1148, 1150+ , 10th Cir.(Okla.) CRIMINAL JUSTICE — Searches and Seizures. Impoundment of defendant's car from convenience store parking lot was pretextual.	July 26, 2021	Case		7 S.Ct.
Discussed by	 231. United States v. Chavez ¶¶ 985 F.3d 1234, 1242+ , 10th Cir.(N.M.) CRIMINAL JUSTICE — Searches and Seizures. Deputy sheriff's warrantless seizure of firearm from car did not fall within scope of community-caretaking exception to warrant...	Jan. 20, 2021	Case		4 S.Ct.
Discussed by	232. United States v. Sanchez 720 Fed.Appx. 964, 968+ , 10th Cir.(Utah) CRIMINAL JUSTICE — Searches and Seizures. Search of impounded vehicle was not required to further a community caretaking function in order to comport with defendant's Fourth...	Jan. 17, 2018	Case		—
Discussed by	233. U.S. v. Calvin ¶¶ 543 Fed.Appx. 807, 811+ , 10th Cir.(Kan.) CRIMINAL JUSTICE - Searches and Seizures. Inventory search of defendant's car after it was towed, including of unlocked glove compartment, was reasonable.	Oct. 29, 2013	Case		9 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	 234. U.S. v. Walker ¶ 81 Fed.Appx. 294, 296+ , 10th Cir.(Okla.) CRIMINAL JUSTICE - Searches and Seizures. Probable cause justified search under hood of impounded vehicle.	Nov. 13, 2003	Case		4 9 S.Ct.
Discussed by	235. U.S. v. Tueller ¶ 349 F.3d 1239, 1243+ , 10th Cir.(Utah) CRIMINAL JUSTICE - Evidence. Contraband discovered in defendant's locked car trunk was admissible under inevitable discovery.	Nov. 04, 2003	Case		4 6 9 S.Ct.
Discussed by	 236. U.S. v. Hannum ¶ 55 Fed.Appx. 872, 874+ , 10th Cir.(Kan.) CRIMINAL JUSTICE - Searches and Seizures. Impoundment of car that lacked proper registration was authorized under community caretaking function.	Jan. 31, 2003	Case		4 9 S.Ct.
Discussed by	 237. Williamson v. Bernalillo County Sheriff's Dept. ¶ 125 F.3d 864, 864+ , 10th Cir.(N.M.) After examining the briefs and appellate record, this panel has determined unanimously that oral argument would not materially assist the determination of this appeal. See Fed...	Sep. 17, 1997	Case		9 S.Ct.
Discussed by	 238. U.S. v. Rios 88 F.3d 867, 870+ , 10th Cir.(Utah) Defendant was charged with possession of cocaine with intent to distribute and aiding and abetting. Defendant filed a motion to suppress evidence seized during an inventory...	July 08, 1996	Case		9 S.Ct.
Discussed by	 239. U.S. v. Lugo ¶ 978 F.2d 631, 636+ , 10th Cir.(Wyo.) Defendant was convicted in the United States District Court for the District of Wyoming, Alan B. Johnson, Chief Judge, of possession of cocaine with intent to distribute and use of...	Nov. 02, 1992	Case		4 9 S.Ct.
Discussed by	 240. U.S. v. Ibarra ¶ 955 F.2d 1405, 1408+ , 10th Cir.(Wyo.) Defendant was indicted for possession of cocaine with intent to distribute. The United States District Court for the District of Wyoming, Alan B. Johnson, J., 725 F.Supp. 1195,...	Feb. 05, 1992	Case		4 6 9 S.Ct.
Discussed by	 241. U.S. v. Morgan ¶ 936 F.2d 1561, 1580+ , 10th Cir.(Okla.) Defendant was convicted in the United States District Court for the Northern District of Oklahoma, Thomas R. Brett, J., of armed bank robbery, aiding and abetting, and possession...	June 28, 1991	Case		4 6 9 S.Ct.















Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	 242. U.S. v. Kornegay 885 F.2d 713, 716+ , 10th Cir.(Okla.) Defendant was convicted in the United States District Court for the Eastern District of Oklahoma, Frank Howell Seay, Chief Judge, of interstate transportation and sale of a stolen...	Sep. 25, 1989	Case		4 9 10 S.Ct.
Discussed by	 243. U.S. v. Pappas 735 F.2d 1232, 1234+ , 10th Cir.(Utah) Government appealed from the United States District Court for the District of Utah, Aldon J. Anderson, Chief Judge, which suppressed sawed-off shotgun. The Court of Appeals,...	June 08, 1984	Case		4 9 10 S.Ct.
Discussed by	 244. U.S. v. Martin 566 F.2d 1143, 1145+ , 10th Cir.(Okla.) Defendant was convicted before the United States District Court for the Northern District of Oklahoma, H. Dale Cook, J., of knowingly and willfully possessing a shotgun which was...	Dec. 21, 1977	Case		4 9 10 S.Ct.
Discussed by	245. U.S. v. Vladeff  630 Fed.Appx. 998, 1000+ , 11th Cir.(Fla.) CRIMINAL JUSTICE - Searches and Seizures. Warrantless search of defendant's truck was a valid inventory search after it was impounded.	Nov. 04, 2015	Case		4 S.Ct.
Discussed by	246. U.S. v. Foskey  455 Fed.Appx. 884, 889+ , 11th Cir.(Ga.) CRIMINAL JUSTICE - Investigatory Stop. A police officer had reasonable suspicion to support an investigative stop of the defendant.	Jan. 09, 2012	Case		4 7 S.Ct.
Discussed by	 247. U.S. v. Glover  441 Fed.Appx. 748, 751+ , 11th Cir.(Fla.) CRIMINAL JUSTICE - Arrest. Police officer had probable cause to stop truck and issue citation.	Sep. 30, 2011	Case		4 10 S.Ct.
Discussed by	248. U.S. v. Roberson  897 F.2d 1092, 1096+ , 11th Cir.(Ga.) Defendant was convicted, in the United States District Court for the Northern District of Georgia, No. CR88-120A, Richard C. Freeman, J., of aiding and abetting in possession with...	Apr. 02, 1990	Case		4 9 S.Ct.
Discussed by	 249. U.S. v. O'Bryant  775 F.2d 1528, 1534+ , 11th Cir.(Fla.) Defendant was convicted in the United States District Court for the Middle District of Florida, Wm. Terrell Hodges, Chief Judge, on three counts of making false statement in...	Nov. 15, 1985	Case		4 6 9 S.Ct.
Discussed by	 250. Sellers v. U.S. 709 F.2d 1469, 1471+ , 11th Cir.(Ga.) Appeal was taken from the United States District Court for the Northern District of Georgia, William C. O'Kelley, J., dismissing arrestee's civil action for damages based upon...	July 22, 1983	Case		4 9 10 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	 251. U.S. v. Proctor  489 F.3d 1348, 1352+ , D.C.Cir. CRIMINAL JUSTICE - Searches and Seizures. The impoundment and inventory search of a vehicle after a driving-under-the-influence arrest was unreasonable.	June 19, 2007	Case		1 4 9 S.Ct.
Discussed by	 252. U.S. v. Maple 348 F.3d 260, 264+ , D.C.Cir. CRIMINAL JUSTICE - Search Incident to Arrest. Opening of closed compartment in arrestee's car was unreasonable search.	Nov. 10, 2003	Case		9 10 S.Ct.
Discussed by	 253. U.S. v. Maple 334 F.3d 15, 25+ , D.C.Cir. CRIMINAL JUSTICE - Searches and Seizures. Officer's opening of closed compartment in car to store cell phone was not "search."	July 08, 2003	Case		4 9 S.Ct.
Discussed by	  254. U.S. v. Whitfield  629 F.2d 136, 139+ , D.C.Cir. Defendants were convicted in the United States District Court for the District of Columbia, Barrington D. Parker, J., of unlawful possession of firearms following a prior felony...	July 11, 1980	Case		2 6 9 S.Ct.
Discussed by	255. Harris v. Giles  2011 WL 904456, *6+ , M.D.Ala. This cause is before the court on a 28 U.S.C. § 2254 petition for writ of habeas corpus filed by Timothy Lee Harris ["Harris"], a state inmate, on October 3, 2008. In this...	Feb. 17, 2011	Case		2 S.Ct.
Discussed by	 256. Angeline v. City of Hoover, Alabama  2009 WL 10704138, *21+ , N.D.Ala. This case is before the court on the Motion for Summary Judgment (Doc. # 31) filed by Defendants City of Hoover, Alabama; Nicholas C. Derzis; David Holder; Nina Monosky; and Bruce...	Mar. 30, 2009	Case		6 7 S.Ct.
Discussed by	257. U.S. v. Dismukes  2008 WL 2512846, *3+ , M.D.Ala. On June 3, 2008, the Magistrate Judge filed a Recommendation (Doc. # 214) in this case to which no timely objections have been filed. Upon an independent review of the file in this...	June 20, 2008	Case		4 6 9 S.Ct.
Discussed by	258. U.S. v. Vickers 2011 WL 4434052, *5+ , D.Alaska Defendant Andrea Lavelle Vickers moves to suppress evidence seized from a vehicle he was driving on March 22, 2011. Docket 13. In a separate motion he moves to suppress evidence...	Sep. 23, 2011	Case		4 S.Ct.
Discussed by	259. U.S. v. Greenwood 2010 WL 5067912, *4+ , D.Alaska Defendant Lucas Charles Greenwood, moves for an order suppressing evidence seized as a result of a warrantless search of his automobile on September 24, 2009 and the fruits of that...	Dec. 07, 2010	Case		4 6 9 S.Ct.




Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	260. U.S. v. Williams  2005 WL 3091889, *3+ , D.Alaska Defendant Byron Williams moves to suppress evidence seized by law enforcement officers from premises at 6611 E. 9 Ave. No. 2, Anchorage, Alaska and search of his person and vehicle...	Nov. 09, 2005	Case		4 6 9 S.Ct.
Discussed by	261. Spies v. City of Scottsdale, Ariz.  2013 WL 1339896, *8+ , D.Ariz. Defendants Maricopa County, Jeffrey Pitts, Suzanne Reed, and Kalon Metz ("County Defendants"); State of Arizona ("State Defendant"); and City of Scottsdale and Officer David...	Apr. 01, 2013	Case		4 7 S.Ct.
Discussed by	262. Clark v. Farinas  2018 WL 1567806, *5+ , E.D.Cal. Plaintiff is a county inmate proceeding pro se. Plaintiff seeks relief pursuant to 42 U.S.C. § 1983 and has requested leave to proceed in forma pauperis pursuant to 28 U.S.C....	Mar. 30, 2018	Case		—
Discussed by	  263. U.S. v. Phillips 9 F.Supp.3d 1130, 1144+ , E.D.Cal. CRIMINAL JUSTICE - Searches and Seizures. Cell phone was not a closed container.	Mar. 27, 2014	Case		4 S.Ct.
Discussed by	  264. U.S. v. Lustig 3 F.Supp.3d 808, 822+ , S.D.Cal. CRIMINAL JUSTICE - Searches and Seizures. Good faith exception to exclusionary rule applied to evidence discovered in warrantless search of defendant's cell phones.	Mar. 11, 2014	Case		4 S.Ct.
Discussed by	265. Waters v. Hollywood Tow Service  2010 WL 11465238, *11+ , C.D.Cal. Plaintiff, proceeding pro se, filed a third amended complaint ("TAC") alleging thirty-three federal and state claims for damages and injunctive relief arising from the ticketing,...	July 27, 2010	Case		5 S.Ct.
Discussed by	 266. United States v. Biddle  2010 WL 11530869, *4+ , N.D.Cal. Defendant Ronnie Biddle, Jr. ("Biddle") stands indicted on one count of being a felon in possession of a firearm in violation of 18 U.S.C. section 922(g) (1). Before the court is...	July 08, 2010	Case		5 S.Ct.
Discussed by	267. U.S. v. McGregor  2006 WL 997088, *3+ , N.D.Cal. The motion of defendant William McGregor to suppress evidence (a silencer and an explosive device) seized by law enforcement on May 20, 2005 in the warrantless search of his truck...	Apr. 17, 2006	Case		2 S.Ct.
Discussed by	 268. Yanez v. Sellers  2005 WL 8176731, *12+ , E.D.Cal. This is a civil rights case brought by Gustavo Yanez that arises out of a traffic stop. In the course of the traffic stop, a large quantity of money was found by California Highway...	Apr. 25, 2005	Case		4 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	269. United States v. Kendall 2019 WL 529524, *8+ , D.Colo. The Government charges Defendant Aaron Michael Kendall ("Kendall" or "Defendant") with distribution of a controlled substance, 21 U.S.C. § 841(a)(1); possession of a firearm as a...	Feb. 11, 2019	Case		4 S.Ct.
Discussed by	270. Gombert v. Lynch 541 F.Supp.2d 492, 498+ , D.Conn. CIVIL RIGHTS - Immunity. Officers were not entitled to qualified immunity for seizing items from car while executing search warrant for home.	Mar. 27, 2008	Case		4 6 9 S.Ct.
Discussed by	271. U.S. v. Best 415 F.Supp.2d 50, 53+ , D.Conn. CRIMINAL JUSTICE - Searches and Seizures. Police department's standard policy of impounding vehicles for safekeeping comported with Fourth Amendment.	Feb. 14, 2006	Case		4 9 S.Ct.
Discussed by	272. Olaniyi v. District of Columbia 763 F.Supp.2d 70, 104+ , D.D.C. TORTS - False Imprisonment. Complaint adequately stated claim for false arrest and imprisonment arising out of stop and search of complainant's van.	Feb. 04, 2011	Case		4 S.Ct.
Discussed by	273. U.S. v. Holly 219 F.Supp.2d 117, 123+ , D.D.C. CRIMINAL JUSTICE - Searches and Seizures. Drugs and firearm in vehicle were not found in search incident to arrest and so were suppressed.	Sep. 09, 2002	Case		2 9 S.Ct.
Discussed by	274. Johnson v. Israel 576 F.Supp.3d 1231, 1257+ , S.D.Fla. CRIMINAL JUSTICE — Arrest. Deputies who stopped vehicle for tinted windows lacked probable cause or arguable probable cause to arrest vehicle's driver for violation of Florida's...	Dec. 22, 2021	Case		7 9 S.Ct.
Discussed by	275. United States v. Curtis 2019 WL 4675770, *3+ , N.D.Fla. Defendant Ralph William Curtis, III, is charged with one count of possessing a firearm and ammunition as a convicted felon, 18 U.S.C. § 922(g), and one count of possessing an...	Sep. 25, 2019	Case		4 7 S.Ct.
Discussed by	276. United States v. Javat 2019 WL 3729060, *4+ , S.D.Fla. THIS CAUSE is before the Court on Magistrate Judge Chris McAiley's Report and Recommendation (DE 287) recommending that I grant Defendant Byramji Moneck Javat's Motion to Suppress...	Aug. 08, 2019	Case		4 10 S.Ct.
Discussed by	277. Barnes v. United States 2018 WL 2770171, *15+ , S.D.Fla. The pro se movant, Scott Barnes, has filed this amended motion to vacate (Cv-DE#8), pursuant to 28 U.S.C. § 2255, challenging the constitutionality of his convictions and sentences...	Mar. 28, 2018	Case		4 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	278. United States v. Collins ¶ 2016 WL 11467547, *8+ , M.D.Fla. Before the Court is Defendant's Motion for Suppression Hearing and Memorandum of Law ("Motion to Suppress") (Doc. 21), filed on March 3, 2016, which was referred to the undersigned...	May 31, 2016	Case		7 9 S.Ct.
Discussed by	279. Rolle v. Dilmore ¶ 2016 WL 11475132, *5+ , N.D.Fla. Plaintiff Randall Lamont Rolle was granted leave to amend his complaint, and Mr. Rolle's third amended complaint has been filed as document 43 on the Court's docket. ECF NO. 43. On...	Jan. 26, 2016	Case		4 7 S.Ct.
Discussed by	280. U.S. v. Falsey ¶ 2012 WL 4792911, *4+ , M.D.Fla. A citizen's early morning complaint to "9-1-1" resulted in the discovery by police of a vehicle driven recklessly and left by the driver in a commercial parking lot and with the...	Oct. 09, 2012	Case		5 9 S.Ct.
Discussed by	281. U.S. v. Crisp 542 F.Supp.2d 1267, 1289+ , M.D.Fla. CRIMINAL JUSTICE - Searches and Seizures. Defendant had no reasonable expectation of privacy in a rental vehicle.	Feb. 21, 2008	Case		4 6 9 S.Ct.
Discussed by	282. U.S. v. Zaldivar ¶ 2006 WL 2947827, *1+ , M.D.Fla. On July 18, 2006, United States Magistrate Judge Sheri Polster Chappell submitted a Report and Recommendation (Doc. # 95) to the Court recommending that Defendant Jose Luis...	Oct. 16, 2006	Case		4 6 9 S.Ct.
Discussed by	283. United States v. Wrenn 2021 WL 6118669, *6+ , M.D.Ga. Before the Court is Defendant Milton Wrenn's Motion to Suppress Evidence. (Doc. 34). This matter came before the Court for an evidentiary hearing on April 21, 2021. One of the...	Dec. 27, 2021	Case		4 S.Ct.
Discussed by	284. United States v. Hill 2016 WL 11432643, *3+ , N.D.Ga. On February 27, 2015, gunmen robbed a bank in Atlanta, Georgia. Later that day, various suspects fled from police in a white Mercedes. Shortly after losing the Mercedes in a...	Mar. 28, 2016	Case		2 S.Ct.
Discussed by	285. U.S. v. Daniels ¶ 2014 WL 7781016, *6+ , N.D.Ga. This matter is before the Court on three motions to suppress evidence filed by Defendant, Cole Jamal Daniels. See [Docs. 23, 24, 28]. Defendant was initially arrested by Alpharetta...	Oct. 24, 2014	Case		4 10 S.Ct.
Discussed by	286. United States v. Pinder ¶ 2009 WL 10670633, *16+ , N.D.Ga. Defendant Ricardo Godfrey Pinder (hereinafter "Pinder" or "Defendant") filed a motion to suppress statements, [Doc. 48], and a motion to suppress evidence, [Doc. 49]. The motions...	Dec. 23, 2009	Case		9 10 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	 287. U.S. v. Skinner ¶ 957 F.Supp. 228, 231+ , M.D.Ga. In criminal prosecution, defendant moved to suppress certain items found during inventory search of automobile which he had rented. The District Court, Fitzpatrick, Chief Judge,...	Mar. 04, 1997	Case		4 9 10 S.Ct.
Discussed by	  288. U.S. v. Davis ¶ 501 F.Supp. 23, 24+ , N.D.Ga. Defendant moved for suppression of evidence seized in search of his attache case by two agents of the FBI. The District Court, Horace T. Ward, J., held that under circumstances...	June 24, 1980	Case		4 6 9 S.Ct.
Discussed by	289. United States v. Foston 2019 WL 1505412, *4+ , N.D.Ill. On November 16, 2017, Dijon Foston was charged with being a felon in possession of a firearm in violation of 18 U.S.C. § 922(g)(1), possession of a controlled substance with intent...	Apr. 05, 2019	Case		—
Discussed by	 290. Holm v. Village of Coal City ¶ 2007 WL 495284, *11+ , N.D.Ill. Pro se plaintiff Adam Holm ("Holm" or "Plaintiff") filed suit in this Court on July 5, 2005, on behalf of himself and his children. (See D.E. 1.) The operative complaint is...	Feb. 13, 2007	Case		4 9 S.Ct.
Discussed by	291. Zoglauer v. City of Wheaton ¶ 2000 WL 336526, *7+ , N.D.Ill. Plaintiffs Arnold Zoglauer (Zoglauer) and Deborah S. Ceszyk (Ceszyk) bring this lawsuit under 42 U.S.C. § 1983 against the City of Wheaton (Wheaton), several officers employed by...	Mar. 28, 2000	Case		4 9 S.Ct.
Discussed by	292. U.S. v. Jensen ¶ 1997 WL 610462, *5+ , N.D.Ill. Defendant Thomas D. Jensen has been charged in a one count indictment with violating 18 U.S.C. § 1341, the mail fraud statute. On August 28, 1997, the court, pursuant to Rule 12(e)...	Sep. 19, 1997	Case		4 6 9 S.Ct.
Discussed by	 293. Martin v. City of Fort Wayne 2017 WL 131724, *14+ , N.D.Ind. This matter is before the Court on cross motions for summary judgment. The Defendants, including the City of Fort Wayne and five Fort Wayne police officers, filed a motion for...	Jan. 12, 2017	Case		—
Discussed by	294. U.S. v. Sellers 2008 WL 2116974, *7+ , N.D.Ind. This matter is before the Court on the Motion to Quash Arrest and Suppress Illegally Obtained Evidence, filed by Defendant on May 6, 2008. For the reasons set forth below, the...	May 20, 2008	Case		4 9 10 S.Ct.
Discussed by	295. U.S. v. Cooley ¶ 119 F.Supp.2d 824, 828+ , N.D.Ind. CRIMINAL JUSTICE - Impoundment. Municipal liability was insufficient grounds for vehicle impoundment.	Oct. 25, 2000	Case		4 9 10 S.Ct.











Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	296. U.S. v. Hall 391 F.Supp.2d 760, 766+ , N.D.Iowa CRIMINAL JUSTICE - Searches and Seizures. Search of defendant's vehicle was valid under the inventory search exception to the warrant requirement.	Oct. 13, 2005	Case		4 6 9 S.Ct.
Discussed by	297. U.S. v. Betterton 2003 WL 22769252, *3+ , N.D.Iowa This matter is before the court on a motion to suppress evidence and supporting brief (Doc. No. 17) filed October 6, 2003, by the defendant Darcy Jay Betterton ("Betterton")....	Nov. 24, 2003	Case		4 6 9 S.Ct.
Discussed by	298. U.S. v. Bridges ¶ 245 F.Supp.2d 1034, 1035+ , S.D.Iowa CRIMINAL JUSTICE - Searches and Seizures. Impoundment of vehicle violated Fourth Amendment.	Feb. 21, 2003	Case		4 6 9 S.Ct.
Discussed by	299. United States v. Howard ¶ 2023 WL 1778311, *6+ , D.Kan. Defendants Dale Howard and Carl Anderson have filed four motions to suppress. This order decides all four. Mr. Howard filed three separate motions (Docs. 46, 47, 48). They seek to...	Feb. 06, 2023	Case		10 S.Ct.
Discussed by	300. U.S. v. Calvin ¶ 2015 WL 2092418, *4+ , D.Kan. On February 12, 2013, the Court sentenced defendant to 57 months in prison. This matter is before the Court on defendant's Motion To Vacate, Set Aside, Or Correct Sentence By A...	May 05, 2015	Case		9 S.Ct.
Discussed by	301. U.S. v. Calvin ¶ 2012 WL 5384203, *3+ , D.Kan. On October 9, 2012, the Court held a hearing on pro se defendant's Motion To Dismiss Indictment (Doc. # 59) filed September 11, 2012 and Motion To Suppress (Doc. # 67) filed...	Nov. 01, 2012	Case		9 S.Ct.
Discussed by	302. U.S. v. Smith 2001 WL 523371, *11+ , D.Kan. In this case, four defendants are charged with a sole count of conspiracy to manufacture in excess of 50 grams of methamphetamine, in violation of 21 U.S.C. § 846. Defendants...	Apr. 26, 2001	Case		4 7 9 S.Ct.
Discussed by	303. U.S. v. Exume 953 F.Supp.2d 319, 322+ , D.Mass. CRIMINAL JUSTICE - Searches and Seizures. Decision to impound was rendered pursuant to standardized procedures and in furtherance of community caretaking purposes.	July 11, 2013	Case		4 S.Ct.
Discussed by	304. U.S. v. Goodrich 183 F.Supp.2d 135, 139+ , D.Mass. CRIMINAL JUSTICE - Searches and Seizures. Investigatory search of car was invalid.	Oct. 29, 2001	Case		4 9 10 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	 305. U.S. v. Donnelly ¶ 885 F.Supp. 300, 305+ , D.Mass. Defendant was charged with being felon in possession of firearm and ammunition. Defendant filed motion to suppress gun and ammunition. The District Court, Gertner, J., held...	Apr. 20, 1995	Case		5 6 9 S.Ct.
Discussed by	306. Levy v. City of New Carrollton ¶ 2009 WL 10685579, *9+ , D.Md. Presently pending and ready for resolution in this case arising under 42 U.S.C. § 1983 are (1) Plaintiffs' motion for leave to file second amended complaint (Paper 56); (2)...	Mar. 17, 2009	Case		4 S.Ct.
Discussed by	307. Payne v. Lowry ¶ 2019 WL 4892415, *8+ , E.D.Mich. On April 9, 2018, Plaintiff James U. Payne filed a pro se civil complaint under 42 U.S.C. § 1983, alleging violations of the First, Fourth, and Fourteenth Amendments. Before the...	Aug. 15, 2019	Case		4 10 S.Ct.
Discussed by	308. United States v. Lee ¶ 2019 WL 2482478, *5+ , E.D.Mich. Defendant Tommie Lee, Jr. is charged with conspiracy to possess with intent to distribute and distribute heroin, in violation of 21 U.S.C. § 841(a) (1). See First Superseding...	June 14, 2019	Case		1 2 S.Ct.
Discussed by	309. Brown v. Kowalski 2018 WL 2943442, *8+ , E.D.Mich. This matter has come before the Court on Petitioner Marlo Darius Brown's pro se petition for the writ of habeas corpus under 28 U.S.C. § 2254. Petitioner challenges his state...	June 12, 2018	Case		7 S.Ct.
Discussed by	 310. Taylor v. City of Saginaw ¶ 2017 WL 4098862, *6+ , E.D.Mich. On April 5, 2017, Plaintiff Alison Taylor filed a complaint advancing an unorthodox legal theory: that the City of Saginaw's practice of placing a chalk mark on parked cars while...	Sep. 15, 2017	Case		10 S.Ct.
Discussed by	311. U.S. v. Sutherland ¶ 2011 WL 3796725, *8+ , E.D.Mich. Pending before the court is Defendant Scott William Sutherland's April 25, 2011, "Motion to Suppress Evidence" and Defendant Ronald Raymond Robert's May 22, 2011, joinder of...	Aug. 25, 2011	Case		4 5 S.Ct.
Discussed by	312. U.S. v. Duncan ¶ 586 F.Supp. 1305, 1312+ , W.D.Mich. Defendant, who was charged with various drug offenses, moved to dismiss indictment, to suppress evidence and for discovery. The District Court, Benjamin F. Gibson, J., held that:...	May 09, 1984	Case		4 6 9 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	313. U.S. v. Longman 533 F.Supp. 176, 179+ , W.D.Mich. Defendant filed motion to suppress evidence. The District Court, Benjamin F. Gibson, J., held that: (1) deputies properly inventoried vehicle's interior and trunk and thereby...	Jan. 25, 1982	Case		4 9 10 S.Ct.
Discussed by	314. United States v. Farah ¶ 2022 WL 17812461, *4+ , D.Minn. This case is before the undersigned United States Magistrate Judge on Defendant Abdiaziz Shafii Farah's Motion to Suppress Evidence (Dkt. No. 33). The motion has been referred to...	Oct. 14, 2022	Case		6 9 S.Ct.
Discussed by	315. Williams v. Walski ¶ 2014 WL 4639580, *6+ , D.Minn. This matter is before the Court on Plaintiff Cornelius Williams' Objections [Doc. No. 112] to United States Magistrate Judge Janie S. Mayeron's April 11, 2014 Report and...	Sep. 16, 2014	Case		4 9 10 S.Ct.
Discussed by	316. U.S. v. Chappell 2010 WL 1131474, *10+ , D.Minn. CRIMINAL JUSTICE - Arrest. Police had probable cause to arrest a defendant for promotion of prostitution.	Jan. 12, 2010	Case		4 9 10 S.Ct.
Discussed by	317. U.S. v. Harris ¶ 2007 WL 1425481, *5+ , D.Minn. Based upon the Report and Recommendation of United States Chief Magistrate Judge Raymond L. Erickson, and after an independent review of the files and records in this case, and on...	May 11, 2007	Case		4 9 S.Ct.
Discussed by	318. United States v. Clinkscale 2007 WL 9717895, *3+ , D.Minn. The above matter came on for hearing before the undersigned upon defendant Leon Clinkscale, Jr.'s Motion to Suppress Evidence Obtained as a Result of a Search and Seizure [Docket...	Feb. 08, 2007	Case		4 S.Ct.
Discussed by	319. U.S. v. May ¶ 440 F.Supp.2d 1016, 1035+ , D.Minn. CRIMINAL JUSTICE - Confessions. Defendant was in custody for Miranda purposes at the time of a statement made while he was detained at a residence.	July 10, 2006	Case		4 6 9 S.Ct.
Discussed by	320. U.S. v. Arrocha ¶ 2011 WL 3924856, *5+ , W.D.Mo. Before the court is defendant's motion to suppress evidence seized during his arrest and subsequent search of his vehicle on June 14, 2010, on the ground that the search was not...	Aug. 15, 2011	Case		4 10 S.Ct.
Discussed by	321. U.S. v. Slaughter 2010 WL 4366539, *5+ , E.D.Mo. The defendant, Leo Slaughter, filed his Motion to Suppress (Document # 21), requesting that the court suppress all physical evidence seized from defendant on January 19, 2010. Both...	Oct. 13, 2010	Case		4 6 9 S.Ct.





















Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	322. U.S. v. Douglas 2010 WL 2470885, *7+ , E.D.Mo. CRIMINAL JUSTICE - Searches and Seizures. Impounding and subsequent search of defendant's vehicle in kidnapping case was justified by probable cause.	May 04, 2010	Case		4 6 9 S.Ct.
Discussed by	323. Williams v. Armontrout ¶¶ 673 F.Supp. 366, 376+ , W.D.Mo. State prisoner, who had been convicted of attempting to obtain by fraud a controlled substance, sought federal habeas relief. The District Court, John W. Oliver, Senior District...	Nov. 09, 1987	Case		9 S.Ct.
Discussed by	324. United States v. Cornett ¶¶ 2020 WL 3053371, *2+ , E.D.N.C. This matter comes before the court on Defendant Adam Ryan Cornett's motion to suppress. [DE-27]. The Government responded in opposition to the motion [DE-28], and the court held an...	May 08, 2020	Case		1 4 S.Ct.
Discussed by	325. U.S. v. Olivo ¶¶ 2005 WL 2290329, *8+ , D.Neb. This matter is before the court on the defendant's Motion to Suppress (# 19). The motion was heard July 14, 2005, and the hearing transcript (# 32) was filed August 8, 2005. The...	Sep. 20, 2005	Case		4 6 S.Ct.
Discussed by	326. U.S. v. Centers 2013 WL 7019875, *9+ , D.Nev. On July 29, 2013, defendant Jacere Centers filed a motion [Dkt. # 22] to suppress all physical and testimonial evidence seized during the traffic stop of Mr. Centers on March 6,...	Dec. 19, 2013	Case		4 S.Ct.
Discussed by	327. U.S. v. Berhe 2011 WL 3684825, *9+ , D.Nev. This matter is before the Court on Defendant Zelalem Berhe's Motion to Suppress Evidence for Fourth Amendment Violation (# 33), filed on March 17, 2011; the Government's Opposition...	June 10, 2011	Case		4 7 S.Ct.
Discussed by	328. U.S. v. Dillard ¶¶ 2010 WL 5764682, *4+ , D.Nev. This matter is before the Court on Defendant's Motion to Suppress Evidence (# 24), filed on September 23, 2010, and the Government's Opposition to Defendant's Out of Time Motion to...	Dec. 16, 2010	Case		2 4 S.Ct.
Discussed by	329. United States v. Kindle ¶¶ 2006 WL 8452367, *3+ , D.Nev. The defendant, Jason Todd Kindle, awaits trial on an Indictment charging him with Felon in Possession of a Firearm, viz., a Colt .22 caliber pistol, in violation of 18 U.S.C. §§...	Jan. 03, 2006	Case		4 S.Ct.
Discussed by	330. United States v. Brantley ¶¶ 2021 WL 1921584, *5+ , D.N.J. Before this Court is Defendant Najee Brantley's ("Brantley" or "Defendant") Motion to Suppress Evidence (the "Motion") pursuant to Federal Rule of Criminal Procedure 12(b)(3)(C)....	May 13, 2021	Case		9 S.Ct.








Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	331. United States v. DeVargas 2022 WL 3345862, *20+ , D.N.M. THIS MATTER comes before the Court on: (i) the Defendant's Second Motion to Suppress Evidence, filed November 10, 2021 (Doc. 74)("Second MTS"); and (ii) the Defendant's Third...	Aug. 12, 2022	Case		4 S.Ct.
Discussed by	332. United States v. Maestas ¶¶ 416 F.Supp.3d 1278, 1285+ , D.N.M. CRIMINAL JUSTICE — Searches and Seizures. Inventory search of impounded vehicle was reasonable and extended to backpack in vehicle.	Sep. 20, 2019	Case		4 7 9 S.Ct.
Discussed by	333. Gonzales v. Bernalillo County Sheriff's Department 2017 WL 3208529, *7+ , D.N.M. This matter comes before the Court on the parties' competing Motions for Summary Judgment (docs. 23, 29). Having reviewed the Martinez Report (doc. 22) and all other pertinent...	Apr. 04, 2017	Case		—
Discussed by	334. U.S. v. Aranda-Diaz 2013 WL 4446801, *23+ , D.N.M. THIS MATTER comes before the Court on Defendant Yuren Aranda-Diaz's Motion to Suppress Evidence and Statements, filed May 24, 2013 (Doc. 37) ("Motion to Suppress"). The Court held...	July 15, 2013	Case		4 S.Ct.
Discussed by	335. U.S. v. Reyes-Vencomo 866 F.Supp.2d 1304, 1320+ , D.N.M. CRIMINAL JUSTICE - Investigatory Stop. Officer acted reasonably by ordering defendant to keep his hands out of his pockets and then restraining him.	Feb. 13, 2012	Case		4 S.Ct.
Discussed by	336. U.S. v. Kelly 2010 WL 5173599, *8+ , D.N.M. THIS MATTER comes before the Court on the Defendant's Motion to Suppress All Evidence Found as a Result of Either the Warrantless Detention, Search and/or Arrest of Mr. Kelly on...	Nov. 17, 2010	Case		4 6 9 S.Ct.
Discussed by	337. U.S. v. Rochin 2010 WL 4338092, *8+ , D.N.M. THIS MATTER comes before the Court on the Defendant's Motion to Suppress, filed April 28, 2010 (Doc. 21)("Motion"). The Court held an evidentiary hearing on August 20, 2010. The...	Sep. 20, 2010	Case		4 9 10 S.Ct.
Discussed by	338. Hackett v. Artesia Police Department ¶¶ 2009 WL 10681494, *8+ , D.N.M. THIS MATTER comes before the Court on the Artesia Defendants' Motion for Summary Judgment on Plaintiff's Federal Law Claims, filed January 28, 2009 (Doc. 100); on the Artesia...	Sep. 23, 2009	Case		4 7 S.Ct.
Discussed by	339. United States v. Soza 2009 WL 10675764, *3+ , D.N.M. On August 19, 2009, a hearing was held on Defendant's Motion to Suppress Evidence Resulting from the Unlawful Search of his Vehicle (Doc. No. 28). Assistant United States Attorney...	Aug. 24, 2009	Case		4 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	 340. U.S. v. Jacquez 409 F.Supp.2d 1286, 1294+ , D.N.M. CRIMINAL JUSTICE - Searches and Seizures. Inventory search of lawfully stopped vehicle was valid.	Sep. 27, 2005	Case		4 6 9 S.Ct.
Discussed by	341. United States v. Arnould  2000 WL 36739624, *3+ , D.N.M. At a July 20, 2000 hearing on Defendant's Motion to Suppress Evidence and Supporting Memorandum, filed June 15, 2000, (Doc. No. 25), Defendant was present and was represented by...	Aug. 01, 2000	Case		4 10 S.Ct.
Discussed by	342. Santander Consumer USA, Inc. v. Port Authority of New York and New Jersey 2022 WL 3099239, *5+ , E.D.N.Y. Plaintiffs Santander Consumer USA, Inc. ("Santander") and VW Credit, Inc. ("VW Credit") commenced related actions on May 4, 2020 against Defendant Port Authority of New York and...	Aug. 04, 2022	Case		—
Discussed by	343. Herman v. City of New York 2022 WL 900592, *13+ , E.D.N.Y. New York Police Department ("NYPD") Detective Kenneth Wieber, NYPD Officer Anthony D'Alto, NYPD Sergeant John Stewart, NYPD Sergeant Robert Mamys, and the City of New York...	Mar. 28, 2022	Case		4 S.Ct.
Discussed by	344. Harper v. Town of Newburgh  2020 WL 1140858, *13+ , S.D.N.Y. Plaintiffs Vaughn Harper ("Harper") and Kevon Sweat ("Sweat") (collectively, "Plaintiffs") bring this action against Defendants Officer Taso Karabales ("Karabales") and the Town of...	Mar. 06, 2020	Case		5 S.Ct.
Discussed by	345. U.S. v. Arias  2010 WL 2593933, *5+ , W.D.N.Y. By Order of Hon. Charles J. Siragusa, United States District Judge, dated July 31, 2009, all pretrial matters in the above-captioned case have been referred to this Court pursuant...	June 17, 2010	Case		4 6 9 S.Ct.
Discussed by	 346. U.S. v. Barrios  2007 WL 3256945, *2+ , S.D.N.Y. The defendant Rafael Barrios ("Barrios") filed a motion to suppress the fruits of an inventory search of his car and certain post-arrest statements. To support the motion to...	Nov. 01, 2007	Case		6 9 S.Ct.
Discussed by	347. U.S. v. Mundy  806 F.Supp. 373, 377+ , E.D.N.Y. In drug prosecution, defendants moved to suppress evidence seized from automobile. The District Court, Weinstein, J., held that: (1) warrantless inventory search of vehicle was...	Nov. 12, 1992	Case		4 7 9 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	348. U.S. v. Taddeo ¶ 724 F.Supp. 81, 86+ , W.D.N.Y. On motion to suppress evidence seized from trunk of rented car that defendant had been driving when he was arrested on indictment warrant, the District Court, Larimer, J., held...	Oct. 30, 1989	Case		4 6 S.Ct.
Discussed by	349. U.S. v. Ochs 461 F.Supp. 1, 8+ , S.D.N.Y. Defendant filed motion to suppress. The District Court, Irving Ben Cooper, J., held that: (1) defendant did not have standing to make motion to suppress evidence seized during...	Apr. 07, 1978	Case		4 9 10 S.Ct.
Discussed by	350. Barnhart v. Dilinger ¶ 2020 WL 7024670, *3+ , N.D.Ohio Plaintiff Peter Barnhart and Defendants Troy Dillinger and Edward Ohlemacher have filed cross-motions for summary judgment. (Doc. No. 25 and Doc. No. 26). The parties filed...	Nov. 30, 2020	Case		10 S.Ct.
Discussed by	351. U.S. v. Brown 2012 WL 1678969, *3+ , S.D.Ohio On January 11, 2012, a federal Grand Jury returned a two-count Superceding Indictment charging Defendant Ronnie D. Brown ("Brown") with possession with intent to distribute a...	May 14, 2012	Case		—
Discussed by	352. U.S. v. Crawford 2011 WL 5102391, *1+ , N.D.Ohio On August 8, 2011, the Lyndhurst, Ohio Police Department stopped Defendant Theodore Crawford for driving under a suspended license, inventoried his vehicle, and discovered evidence...	Oct. 26, 2011	Case		9 S.Ct.
Discussed by	353. U.S. v. Cooper 428 F.Supp. 652, 654+ , S.D.Ohio Defendant moved to suppress as evidence in criminal prosecution certain property seized in inventory search of defendant's suitcases and subsequent statements made to law...	Mar. 22, 1977	Case		4 9 10 S.Ct.
Discussed by	354. United States v. Ahaise ¶ 2021 WL 2383571, *3+ , N.D.Okla. On August 4, 2020, a grand jury returned an indictment charging defendant with three counts: murder in the first degree in Indian country, in violation of 18 U.S.C. §§ 1151, 1153,...	June 10, 2021	Case		4 9 S.Ct.
Discussed by	355. United States v. Lopez-Ramirez ¶ 535 F.Supp.3d 1120, 1125+ , N.D.Okla. CRIMINAL JUSTICE — Searches and Seizures. Vehicle search before impoundment, aimed at finding evidence of a crime rather than producing an inventory, was an unreasonable...	Apr. 15, 2021	Case		7 9 S.Ct.
Discussed by	356. United States v. Killblane 2015 WL 12915590, *2+ , E.D.Okla. The Defendant Joshua John Killblane was indicted for firearm possession by a felon in violation of 18 U.S.C. §§ 922(g)(1) and 924(a)(2). He urges suppression of evidence supporting...	Oct. 09, 2015	Case		4 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	357. U.S. v. Speers ¶ 429 F.Supp. 188, 191+ , W.D.Okla. Proceeding was instituted on motions of defendants to suppress evidence in a criminal prosecution. The District Court, Daugherty, Chief Judge, held that mere fact that arrest of...	Feb. 03, 1977	Case		4 6 9 S.Ct.
Discussed by	358. Crockett v. City of Gresham 2019 WL 2011045, *6+ , D.Or. Pro Se Plaintiff Chuck Crockett brings this civil rights action alleging violations of his Fourth, Fifth, and Fourteenth Amendment rights against Defendants City of Gresham and...	May 03, 2019	Case		—
Discussed by	359. U.S. v. Williams ¶ 2007 WL 539501, *2+ , D.Or. In April 2006, defendant Eric Lavan Williams (defendant) was indicated for felon in possession of a firearm and possession of a firearm with an obliterated serial number. On...	Feb. 15, 2007	Case		4 7 9 S.Ct.
Discussed by	360. United States v. Shirk 2022 WL 100230, *10+ , M.D.Pa. Before the court is a motion to suppress evidence filed by Defendant Kenelm Shirk, III ("Shirk"). (Doc. 39.) The motion seeks to suppress evidence in three categories: (1) evidence...	Jan. 10, 2022	Case		4 S.Ct.
Discussed by	361. Mucy v. Nagy ¶ 2021 WL 3370792, *9+ , W.D.Pa. Plaintiff Michael Mucy brings this civil rights action pursuant to 42 U.S.C. § 1983 against Defendants Richard Nagy ("Nagy") and Zachary Webb ("Webb"), both of whom are troopers...	Aug. 03, 2021	Case		4 S.Ct.
Discussed by	362. Mawson v. Pittston City Police Department ¶ 2020 WL 6106619, *16+ , M.D.Pa. The remaining claims in this case are plaintiff Robert William Mawson's claims under the First and the Fourth Amendments based on two traffic stops and the impoundment of his...	Mar. 03, 2020	Case		1 S.Ct.
Discussed by	363. Mawson v. Pittston City Police Department ¶ 2017 WL 4324840, *9+ , M.D.Pa. The plaintiff, Robert William Mawson, brings claims under the First, Fourth, and Fourteenth Amendments based on two traffic stops and the impoundment of his truck. The defendants...	Jan. 20, 2017	Case		1 S.Ct.
Discussed by	364. U.S. v. Valentine ¶ 2013 WL 1285426, *4+ , E.D.Pa. On April 1, 2010, defendant Richard Valentine pled guilty to an indictment which charged (1) one count of possession of five grams or more of cocaine base with intent to...	Mar. 29, 2013	Case		7 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	365. U.S. v. Valentine  2009 WL 2776487, *9+ , E.D.Pa. CRIMINAL JUSTICE - Searches and Seizures. Impoundment and inventory search of defendant's vehicle was reasonable and did not violate Fourth Amendment.	Sep. 01, 2009	Case		4 6 9 S.Ct.
Discussed by	366. U.S. v. Felder 2008 WL 2051967, *3+ , E.D.Pa. Defendant Jamil Felder's Motion To Suppress Evidence, (Doc. No. 11), was denied by Order dated May 7, 2008. The Motion was denied for the following reasons. On June 5, 2007,...	May 13, 2008	Case		4 6 9 S.Ct.
Discussed by	 367. U.S. v. Yamba  407 F.Supp.2d 703, 716+ , W.D.Pa. CRIMINAL JUSTICE - Searches and Seizures. Plain touch exception justified officer reaching into suspect's pocket upon feeling suspected marijuana.	Jan. 06, 2006	Case		4 9 S.Ct.
Discussed by	368. Fielding v. Giannetti  2004 WL 1438154, *3+ , E.D.Pa. AND NOW, this 6 day of June, 2004, upon consideration of Defendants City of Philadelphia's and William Giannetti's Motion for Summary Judgment (Doc. 5), Plaintiff's response, and...	June 09, 2004	Case		4 9 S.Ct.
Discussed by	 369. U.S. v. Lynch  290 F.Supp.2d 490, 499+ , M.D.Pa. CRIMINAL JUSTICE - Identification. Officers' identification of defendant as suspect was sufficiently reliable to be admissible.	Oct. 30, 2003	Case		4 6 9 S.Ct.
Discussed by	370. U.S. v. Awer  2007 WL 172258, *5+ , D.R.I. Defendant Kent Awer is charged with Possession with Intent to Distribute cocaine base, in violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(A). Before the court is Defendant's Motion...	Jan. 23, 2007	Case		9 S.Ct.
Discussed by	 371. U.S. v. Manbeck  526 F.Supp. 1091, 1106+ , D.S.C. In prosecution for various drug-related charges arising out of a smuggling operation, the District Court, Hawkins, J., held that: (1) defendant who was merely passenger in van and...	Nov. 24, 1981	Case		4 6 9 S.Ct.
Discussed by	372. United States v. Slim  2019 WL 7755298, *5+ , D.S.D. Pending is Defendant's Motion to Suppress (Doc. 64). A hearing was held on Wednesday, January 30, 2019. Defendant was personally present and represented by his attorney of record,...	July 30, 2019	Case		4 S.Ct.
Discussed by	 373. United States v. Bruce 2017 WL 9325896, *3+ , D.S.D. Pending is Defendant's Motion to Suppress Statements and Evidence (Doc. 24). A hearing was held on May 25, 2016. Defendant was personally present and represented by his attorney of...	May 23, 2017	Case		1 2 4 S.Ct.
















Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	 374. U.S. v. Garreau ¶ 735 F.Supp.2d 1155, 1162+ , D.S.D. CRIMINAL JUSTICE - Search Incident to Arrest. Handgun found as result of improper search of vehicle would not be suppressed.	Aug. 19, 2010	Case		4 6 10 S.Ct.
Discussed by	 375. U.S. v. Garreau ¶ 2010 WL 3292724, *3+ , D.S.D. Defendant, Jason Todd Garreau (Garreau), has moved to suppress evidence (a handgun) seized from the vehicle he was driving, two sets of statements he made to law enforcement...	June 09, 2010	Case		4 6 S.Ct.
Discussed by	 376. U.S. v. Williams 557 F.Supp. 616, 619+ , E.D.Tenn. On defendant's motion to suppress, the District Court, Neese, J., held that where defendant ran his car off embankment of roadway and was rendered semiconscious, and police...	Feb. 10, 1982	Case		4 6 9 S.Ct.
Discussed by	377. United States v. Grigsby ¶ 2022 WL 1138147, *11+ , S.D.Tex. Pending before the court is defendant Johniethon Grigsby's ("Grigsby") motion for reconsideration. Dkt. 24. Following the entry of Grigsby's motion, the court held a suppression...	Apr. 18, 2022	Case		1 S.Ct.
Discussed by	378. United States v. Sanders ¶ 2022 WL 411165, *5+ , E.D.Tex. Pending before the Court is Defendant's Motion for Suppression of Evidence (Dkt. #21). Having considered the motion and the relevant pleadings, the Court finds that the motion...	Feb. 09, 2022	Case		4 S.Ct.
Discussed by	379. United States v. Gray 2019 WL 2166545, *8+ , E.D.Tex. The above-entitled and numbered cause of action was referred to the undersigned United States Magistrate Judge for pretrial purposes in accordance with 28 U.S.C. § 636. The...	Apr. 24, 2019	Case		4 S.Ct.
Discussed by	380. Ferguson v. Dunn 2019 WL 456264, *3+ , E.D.Tex. This case is assigned to the Honorable Marcia A. Crone, United States District Judge, and referred to the undersigned United States Magistrate Judge for pretrial management...	Jan. 10, 2019	Case		4 S.Ct.
Discussed by	381. United States v. Haynes 2017 WL 3601386, *6+ , N.D.Tex. Before the court are Defendant's Motion to Suppress (Doc. 33), filed April 25, 2017; and Defendant's Motion for Severance (Doc. 52), filed June 13, 2017. After considering the...	Aug. 22, 2017	Case		—















Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	382. Deyo v. Montgomery County Sheriff's Office ¶ 2017 WL 4479960, *2+ , S.D.Tex. Pending before the Court is Defendant's Motion for Summary Judgment (Instrument No. 21). This case arises from a dispute between Plaintiff Jason Deyo ("Plaintiff") and Defendant...	May 04, 2017	Case		5 S.Ct.
Discussed by	383. United States v. Gladstone 2016 WL 3946792, *3+ , E.D.Tex. Pending before the Court is Defendant Noah Ronte Gladstone's ("Defendant") Motion to Suppress Evidence and Statements ("Defendant's Motion") [Dkt. 33]. On June 20, 2016, the...	June 29, 2016	Case		—
Discussed by	384. U.S. v. Peterson ¶ 2011 WL 1485401, *2+ , N.D.Tex. Defendant Mondell Peterson ("Peterson")—charged with the offense of unlawfully possessing a firearm, in violation of 18 U.S.C. §§ 922(g)(1) and 924(a)(2)—moves to suppress a...	Apr. 19, 2011	Case		4 7 S.Ct.
Discussed by	385. U.S. v. Lewis ¶ 2010 WL 5342820, *3+ , S.D.Tex. Before the Court is the Motion to Suppress filed by Defendant William Solomon Lewis [Doc. # 20] ("Motion"). The Government has filed a Response in opposition to the Motion [Doc....	Dec. 21, 2010	Case		4 6 9 S.Ct.
Discussed by	386. U.S. v. Rivera ¶ 486 F.Supp. 1025, 1034+ , N.D.Tex. On defendants' motions to suppress, the District Court, Patrick E. Higginbotham, District Judge, held that: (1) seizure of marijuana from building on farm pursuant to validly...	Jan. 11, 1980	Case		4 9 S.Ct.
Discussed by	387. Hunsberger v. Wood ¶ 564 F.Supp.2d 559, 567+ , W.D.Va. CIVIL RIGHTS - Searches and Seizures. Good faith is a defense for private parties in a § 1983 suit.	July 03, 2008	Case		2 5 S.Ct.
Discussed by	388. Gates v. United States ¶ 2021 WL 5868118, *17+ , W.D.Wash. This matter comes before the Court on Mr. Gates's 28 U.S.C. § 2255 motion (Dkt. No. 1), the Government's answer to Mr. Gates's § 2255 motion (Dkt. No. 7) and Mr. Gates's motions...	Dec. 10, 2021	Case		9 S.Ct.
Discussed by	389. Price v. City of Seattle ¶ 2005 WL 1189585, *2+ , W.D.Wash. This matter comes before the Court on the City of Seattle's ("the City") Motion for Summary Judgment Dismissal of Federal Claims Against the City. (Dkt. No. 92). Having reviewed...	Mar. 01, 2005	Case		4 6 9 S.Ct.
Discussed by	390. U.S. v. Davis 2011 WL 6152862, *5+ , N.D.W.Va. On the 7th day of December 2011, came the defendant, Woodrow Davis, in person and through counsel Brian J. Kornbrath, and also came the United States by its Assistant United States...	Dec. 12, 2011	Case		4 S.Ct.

















Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	391. U.S. v. Roth 944 F.Supp. 858, 861+ , D.Wyo. Defendant charged with drug offense filed motion to suppress. The District Court, Downes, J., held that: (1) highway patrol officer did not have authority to take defendant's...	Sep. 06, 1996	Case		4 6 9 S.Ct.
Discussed by	392. U.S. v. Donnes 752 F.Supp. 411, 420+ , D.Wyo. Defendant moved to suppress evidence after being indicted for transporting firearms and ammunition while having felony information filed against him, knowingly and intentionally...	Oct. 18, 1990	Case		4 6 9 S.Ct.
Discussed by	393. U.S. v. Maher ¶¶ 724 F.Supp. 1348, 1353+ , D.Wyo. Defendant charged concealing, storing and transporting explosive materials moved to suppress evidence. The District Court, Alan B. Johnson, J., held that: (1) search did not...	Nov. 15, 1989	Case		4 6 9 S.Ct.
Discussed by	394. United States v. Villa-Guillen 2019 WL 4054740, *2+ , D.Puerto Rico Ricardo Alberto Villa-Guillen ("Villa") was charged with two counts of possession with intent to distribute controlled substances, 21 U.S.C. § 841(a) (1), and one count of...	July 01, 2019	Case		9 S.Ct.
Discussed by	395. United States v. Rivera-Melecio ¶¶ 2018 WL 6567955, *10+ , D.Puerto Rico On March 30, 2016, Defendants Adner Enrique Rivera-Melecio [1] ("Defendant Rivera-Melecio [1]") and Wangel Romero-Lacend [2] ("Defendant Romero-Lacend [2]") were charged in a one...	June 13, 2018	Case		4 7 10 S.Ct.
Discussed by	396. United States v. Gonzalez-Seda ¶¶ 224 F.Supp.3d 128, 143+ , D.Puerto Rico CRIMINAL JUSTICE — Searches and Seizures. Search of defendant's vehicle which found hidden compartment was an inventory search validly done pursuant to local police department...	Dec. 20, 2016	Case		4 7 10 S.Ct.
Discussed by	397. U.S. v. Matias-Maestres ¶¶ 738 F.Supp.2d 281, 300+ , D.Puerto Rico CRIMINAL JUSTICE - Investigatory Stop. Police officers conducting a traffic stop lacked reasonable suspicion to support a patdown search of the vehicle's passenger.	Sep. 20, 2010	Case		4 6 9 S.Ct.
Discussed by	398. U.S. v. Beitia Garcia ¶¶ 794 F.Supp. 36, 39+ , D.Puerto Rico Defendant was indicted on charges of defrauding United States and violating statute on reporting export and import of monetary instruments. Defendant filed suppression motion. ...	Oct. 29, 1991	Case		4 6 9 S.Ct.
Discussed by	399. U.S. v. Kelly ¶¶ 72 M.J. 237, 243+ , U.S. Armed Forces MILITARY LAW - Court-Martial. Laptop search was not valid inspection or inventory.	May 23, 2013	Case		7 S.Ct.

















Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	400. U.S. v. Dulus ¶ 16 M.J. 324, 326+ , CMA The accused, an airman in the United States Air Force, was sentenced to a bad-conduct discharge, confinement at hard labor for three months, forfeiture of \$300 pay per month for...	Oct. 03, 1983	Case		4 6 9 S.Ct.
Discussed by	401. U. S. v. Talbert 10 M.J. 539, 541+ , ACMR Accused, a private, U. S. Army, was convicted by general court-martial, J. E. Noble, J., of attempted robbery and wrongful possession of marijuana and heroin. Accused appealed,...	Sep. 30, 1980	Case		4 6 9 S.Ct.
Discussed by	402. Lawson v. State ¶ 345 So.3d 1243, 1253+ , Ala.Crim.App. CRIMINAL JUSTICE — Searches and Seizures. Police officer had probable cause to believe that automobile stopped on suspicion of speeding contained contraband.	Mar. 12, 2021	Case		4 S.Ct.
Discussed by	403. Keith v. State ¶ 231 So.3d 363, 365+ , Ala.Crim.App. CRIMINAL JUSTICE — Search Incident to Arrest. Warrantless search of defendant's automobile could not be upheld as inventory search.	Mar. 17, 2017	Case		4 7 S.Ct.
Discussed by	404. Harris v. State ¶ 948 So.2d 583, 589+ , Ala.Crim.App. CRIMINAL JUSTICE - Searches and Seizures. Automobile exception to search warrant requirement applied to cars on private property without additional exigency requirement.	Feb. 03, 2006	Case		2 S.Ct.
Discussed by	405. Cannon v. State ¶ 601 So.2d 1112, 1115+ , Ala.Crim.App. The defendant pleaded guilty to unlawful possession of certain drugs, but preserved right to appeal order of the Talladega Circuit Court, William C. Sullivan, J., denying motion to...	Feb. 28, 1992	Case		8 S.Ct.
Discussed by	406. Mewbourn v. State ¶ 570 So.2d 805, 807+ , Ala.Crim.App. Defendants were convicted in the Circuit Court, Jefferson County, Dan Reynolds, J., of trafficking in cocaine. Defendants appealed. The Court of Criminal Appeals, Bowen, J.,...	June 29, 1990	Case		2 S.Ct.
Discussed by	407. Stone v. State ¶ 501 So.2d 562, 563+ , Ala.Crim.App. Defendant was convicted in the Circuit Court, Madison County, S.A. Watson, Jr., J., of two counts of third-degree burglary and two counts of second-degree theft of property, and he...	Oct. 14, 1986	Case		4 5 9 S.Ct.
Discussed by	408. Young v. State ¶ 497 So.2d 228, 230+ , Ala.Crim.App. Defendant was convicted in the Circuit Court, Montgomery County, Joseph D. Phelps, J., of possession of marijuana. Defendant appealed. The Court of Criminal Appeals, Patterson,...	Sep. 09, 1986	Case		4 9 10 S.Ct.

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	409. D'Antorio v. State 1994 WL 16196514, *5+ , Alaska App. In D'Antorio v. State, 837 P.2d 727 (Alaska App.1992), we remanded this case to the trial court to reexamine a suppression issue. On remand, Superior Court Judge Joan M. Katz...	July 27, 1994	Case		4 6 9 S.Ct.
Discussed by	410. State v. Wilson ¶ 350 P.3d 800, 804+ , Ariz. CRIMINAL JUSTICE - Searches and Seizures. Police officer's warrantless search of defendant's residence was not justified under the community caretaking exception to the search...	June 03, 2015	Case		1 2 S.Ct.
Discussed by	411. State v. Eagle 2012 WL 2470000, *2+ , Ariz.App. Div. 1 ¶ 1 Rudolph Eagle ("Eagle") appeals his conviction for misconduct involving weapons claiming that the superior court erred by failing to suppress evidence of the gun police found...	June 21, 2012	Case		4 S.Ct.
Discussed by	412. State v. Rojers 169 P.3d 651, 654+ , Ariz.App. Div. 1 CRIMINAL JUSTICE - Searches and Seizures. Drugs and drug paraphernalia found in vehicle were admissible under inevitable discovery doctrine.	Nov. 01, 2007	Case		4 6 9 S.Ct.
Discussed by	413. State v. Floyd ¶ 586 P.2d 203, 206+ , Ariz.App. Div. 2 Defendant was convicted before the Superior Court of Pima County, Lillian S. Fisher, J., of unlawful possession of a narcotic drug, and he appealed. The Court of Appeals, Richmond,...	Sep. 14, 1978	Case		4 6 9 S.Ct.
Discussed by	414. State v. Kelley 210 S.W.3d 93, 96+ , Ark. CRIMINAL JUSTICE - Traffic Offenses. Officers are not authorized to impound a motor vehicle solely for the failure of driver to produce proof of insurance.	June 16, 2005	Case		4 6 9 S.Ct.
Discussed by	415. Hosto v. Brickell 577 S.W.2d 401, 404+ , Ark. Appeal was taken from order of the Circuit Court, Second Division, Pulaski County, Warren Wood, J., reversing suspension of license by the State Board of Pharmacy on basis that...	Feb. 26, 1979	Case		2 S.Ct.
Discussed by	416. Folly v. State ¶ 771 S.W.2d 306, 310+ , Ark.App. Defendant was convicted in the Circuit Court, Washington County, Mahlon Gibson, J., of possession of controlled substance, and he appealed. The Court of Appeals, Cracraft, J.,...	May 31, 1989	Case		5 6 9 S.Ct.
Discussed by	417. Henderson v. State 699 S.W.2d 419, 420+ , Ark.App. Defendant was convicted before the Circuit Court, Benton County, W. H. Enfield, J., of possession of a firearm by convicted felon, and he appealed. The Court of Appeals, Glaze,...	Nov. 27, 1985	Case		4 6 9 S.Ct.












Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	 418. People v. Schmitz ¶ 149 Cal.Rptr.3d 640, 651+ , Cal. CRIMINAL JUSTICE - Searches and Seizures. Parole search of defendant's car, in which parolee was passenger, was reasonable.	Dec. 03, 2012	Case		1 2 S.Ct.
Discussed by	 419. People v. Prince ¶ 2023 WL 3316211, *6+ , Cal.App. 3 Dist. After the magistrate denied his Penal Code section 1538.5 motion to suppress evidence obtained in separate searches of two different vehicles, and the trial court denied his...	May 09, 2023	Case		4 7 S.Ct.
Discussed by	 420. People v. Bryant ¶ 2021 WL 6060149, *4+ , Cal.App. 3 Dist. After the trial court denied his motion to suppress under Penal Code section 1538.5, and his subsequent section 995 motion to set aside the information, defendant Stanley Earl...	Dec. 22, 2021	Case		4 7 S.Ct.
Discussed by	421. People v. Smith ¶ 260 Cal.Rptr.3d 68, 83+ , Cal.App. 4 Dist. CRIMINAL JUSTICE — Searches and Seizures. Warrantless home entry was not justified because car with its engine running was in driveway.	Mar. 12, 2020	Case		4 7 10 S.Ct.
Discussed by	 422. People v. Daniels 2019 WL 6769238, *4+ , Cal.App. 4 Dist. Following a search of his vehicle by law enforcement, defendant and appellant Arlance Dion Daniels was found with a gun and ammunition in his car. After the trial court denied...	Dec. 12, 2019	Case		—
Discussed by	 423. People v. Lee ¶ 253 Cal.Rptr.3d 512, 519+ , Cal.App. 4 Dist. CRIMINAL JUSTICE — Search Incident to Arrest. Search of defendant's vehicle did not fall under automobile exception or inventory search exception to warrant requirements.	Oct. 03, 2019	Case		1 2 7 S.Ct.
Discussed by	 424. People v. Smith ¶ 2019 WL 2315400, *4+ , Cal.App. 4 Dist. In December 2014 (case No. INF1402881, the first case) the Riverside County District Attorney filed an information charging Skyler Damon Smith with possessing heroin (Health & Saf...	May 31, 2019	Case		4 7 10 S.Ct.
Discussed by	 425. People v. Arredondo ¶ 2017 WL 6631536, *5+ , Cal.App. 5 Dist. Alejandro Arredondo and David Alejandro Perez appeal from the trial court's denial of their motions to suppress evidence—i.e., a revolver and approximately nine grams of...	Dec. 29, 2017	Case		7 S.Ct.


Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	 426. People v. Yap ¶ 2017 WL 6334224, *3+ , Cal.App. 6 Dist. A jury convicted defendant Allan David Yap on September 15, 2015, of three felonies and three misdemeanors, namely, possession for sale of a controlled substance (methamphetamine),...	Dec. 12, 2017	Case		4 7 S.Ct.
Discussed by	 427. People v. Zabala ¶ 224 Cal.Rptr.3d 904, 907+ , Cal.App. 6 Dist. CRIMINAL JUSTICE — Searches and Seizures. Removal of vehicle dashboard exceeded scope of lawful inventory search, but warrantless search was supported by probable cause.	Nov. 13, 2017	Case		7 9 10 S.Ct.
Discussed by	428. People v. Wallace ¶ 222 Cal.Rptr.3d 795, 801+ , Cal.App. 1 Dist. CRIMINAL JUSTICE — Search Incident to Arrest. Evidence was insufficient to establish that officer conducted valid inventory search of defendant's vehicle.	Sep. 07, 2017	Case		4 7 9 S.Ct.
Discussed by	429. People v. Quick ¶ 210 Cal.Rptr.3d 256, 259+ , Cal.App. 2 Dist. CRIMINAL JUSTICE — Search Incident to Arrest. Warrantless search of defendant's vehicle was a reasonable search incident to arrest of defendant for driving under the influence.	Nov. 22, 2016	Case		7 9 10 S.Ct.
Discussed by	 430. People v. Coronado 2013 WL 6028317, *2+ , Cal.App. 5 Dist. Defendant Ever Antonio Coronado was pulled over by the California Highway Patrol (CHP) for towing another vehicle with a rope on a highway and for traveling at more than 70 miles...	Nov. 14, 2013	Case		4 S.Ct.
Discussed by	 431. In re Brown ¶ 2013 WL 604181, *1+ , Cal.App. 2 Dist. A jury convicted Kashaad Brown of possession for sale of cocaine base (Health & Saf.Code, § 11351.5) and ecstasy (Health & Saf.Code, § 11378), possession of a firearm by a felon...	Feb. 19, 2013	Case		9 S.Ct.
Discussed by	 432. People v. Riley ¶ 2013 WL 475242, *4+ , Cal.App. 4 Dist. A jury convicted defendant David Riley of one count of shooting at an occupied vehicle (Pen.Code, § 246, count 1), one count of attempted murder (§§ 664/187, subd. (a), count 2)...	Feb. 08, 2013	Case		9 S.Ct.
Discussed by	 433. People v. Dews ¶ 2012 WL 1623288, *8+ , Cal.App. 5 Dist. On the night of December 1, 2009, Gerald McCarter (Gerald) arrived at a residence he owned on West Belmont in Fresno County and found the front door was broken open. He produced...	May 09, 2012	Case		9 S.Ct.

















Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	 434. People v. Stafford ¶¶ 2012 WL 610683, *5+ , Cal.App. 6 Dist. After the trial court denied her motion to suppress evidence (Pen.Code, § 1538.5), defendant Stephanie Marie Stafford pleaded no contest to misdemeanor receiving stolen property...	Feb. 24, 2012	Case		4 10 S.Ct.
Discussed by	 435. People v. Gutierrez ¶¶ 2011 WL 5865248, *4+ , Cal.App. 6 Dist. Defendant Gunther George Gutierrez moved at the preliminary examination to suppress evidence seized from his truck on the ground that the police officer who stopped his truck...	Nov. 22, 2011	Case		4 S.Ct.
Discussed by	 436. People v. Jarrouche 2010 WL 4132637, *4+ , Cal.App. 6 Dist. After his Penal Code section 1538.5 motion to suppress evidence was denied, on August 26, 2009, appellant Alex Jarrouche entered guilty pleas to one count of possession for sale of...	Oct. 21, 2010	Case		4 S.Ct.
Discussed by	 437. People v. Dumas-Violette ¶¶ 2009 WL 1640042, *4+ , Cal.App. 1 Dist. Cynthia Dumas-Violette appeals from her conviction for possession of methamphetamine and transporting methamphetamine (Health & Saf.Code, §§ 11377, 11379, subd. (a)) on grounds...	June 11, 2009	Case		4 7 9 S.Ct.
Discussed by	 438. People v. Cruz 2009 WL 1383950, *5+ , Cal.App. 2 Dist. Sochil Triana Cruz appeals from the judgment entered following her pleas of no contest to two counts of second degree robbery (Pen.Code, § 211; counts 2 & 7), count 5-attempted...	May 19, 2009	Case		4 6 9 S.Ct.
Discussed by	 439. People v. Salazar ¶¶ 2007 WL 266427, *3+ , Cal.App. 3 Dist. The People appeal from a trial court order dismissing the case after the court granted defendant's suppression motion. (Pen.Code, § 1538.5.) Defendant Cynthia Salazar initially...	Jan. 31, 2007	Case		4 6 9 S.Ct.
Discussed by	 440. People v. Williams ¶¶ 52 Cal.Rptr.3d 162, 166+ , Cal.App. 2 Dist. CRIMINAL JUSTICE - Searches and Seizures. Impound of defendant's vehicle served no community caretaking purpose and thus was unconstitutional.	Dec. 13, 2006	Case		4 9 S.Ct.
Discussed by	 441. People v. Patterson ¶¶ 2005 WL 2841727, *3+ , Cal.App. 4 Dist. Matthew Hardesty, a Chula Vista Police Department narcotics detective, initiated a narcotics investigation of Victor James Patterson on August 15, 2003. On October 15, Hardesty,...	Oct. 31, 2005	Case		4 9 S.Ct.















Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	 442. People v. Williams ¶ 2002 WL 31525566, *3+ , Cal.App. 2 Dist. CRIMINAL JUSTICE - Searches and Seizures. Search for purpose of storage of vehicle did not implicate the Fourth Amendment.	Nov. 14, 2002	Case		4 6 9 S.Ct.
Discussed by	 443. People v. Groth 2001 WL 1260819, *4+ , Cal.App. 1 Dist. After his motion to suppress evidence was denied, Jay Clyde Groth pleaded no contest to possession of a controlled substance (Health & Saf.Code, § 11350, subd. (a)). He was placed...	Oct. 22, 2001	Case		4 6 9 S.Ct.
Discussed by	 444. People v. Green ¶ 54 Cal.Rptr.2d 12, 15+ , Cal.App. 2 Dist. CRIMINAL JUSTICE - Motor Vehicles. Inventory search of impounded automobile was reasonable.	June 12, 1996	Case		4 7 9 S.Ct.
Discussed by	 445. People v. Aguilar ¶ 279 Cal.Rptr. 246, 248+ , Cal.App. 4 Dist. Defendant was convicted in the Superior Court of Imperial County, No. 13853, Henry Wien and William Lehnhardt, J., of possessing stolen property, and he appealed. The Court of...	Mar. 22, 1991	Case		4 9 S.Ct.
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Discussed by	448. People v. Scigliano 241 Cal.Rptr. 546, 549+ , Cal.App. 4 Dist. Defendant, who was charged with possession and possession for sale of methamphetamine, possession of syringe, and giving false information to police officer, sought suppression of...	Nov. 09, 1987	Case		4 9 10 S.Ct.
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Discussed by	 450. People v. Hauseman 900 P.2d 74, 77+ , Colo. Searches and Seizures. Trial court applied incorrect legal standard in determining that inventory search was pretext for impermissible investigatory search.	June 30, 1995	Case		4 6 9 S.Ct.

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Discussed by	462. Madison v. U.S. 512 A.2d 279, 281+ , D.C. Defendant was convicted before the Superior Court of the District of Columbia, Luke C. Moore, J., of possession of cocaine, and he appealed. The Court of Appeals held that: (1)...	July 03, 1986	Case		4 7 9 S.Ct.
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Discussed by	467. Ortiz v. State ¶ 24 So.3d 596, 604+ , Fla.App. 5 Dist. CRIMINAL JUSTICE - Searches and Seizures. Exigent circumstance of a perceived medical emergency justified deputy's warrantless entry into defendant's home.	Nov. 13, 2009	Case		5 6 S.Ct.

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Discussed by	<p> 468. Caplan v. State ¶¶</p> <p>515 So.2d 1362, 1363+ , Fla.App. 4 Dist.</p> <p>Defendant entered a plea of nolo contendere in the Circuit Court, Broward County, Mark A. Speiser, J., to charges of possession of cocaine and cannabis. Defendant appealed. On...</p>	Dec. 02, 1987	Case		<p>4</p> <p>6</p> <p>9</p> <p>S.Ct.</p>
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Discussed by	 479. State v. Weaver 900 P.2d 196, 198+ , Idaho Defendant entered conditional plea of guilty in the First Judicial District, Kootenai County, Gary M. Haman, J., to charge of unlawful possession of firearm by felon, and reserved...	July 25, 1995	Case		4 7 9 S.Ct.
Discussed by	480. State v. Smith ¶ 813 P.2d 888, 891+ , Idaho Defendant was convicted of possession of a controlled substance and failure to affix controlled substance tax stamps on his conditional plea of guilty in the District Court of the...	June 28, 1991	Case		4 6 9 S.Ct.
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Discussed by	 485. People v. Stack 613 N.E.2d 366, 368+ , Ill.App. 4 Dist. Search. Search and seizure of bullets seen in plain view on front seat of arrestee's vehicle was justified.	May 06, 1993	Case		4 6 9 S.Ct.

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Cited	<p> 31. McDonald v. U.S.</p> <p>69 S.Ct. 191, U.S. Dist. Col., 1948</p> <p>Earl H. McDonald and Joseph F. Washington were convicted of carrying on a lottery known as the numbers game, the convictions were affirmed, 166 F.2d 957, and the defendants bring...</p>	Case			3104
Discussed	<p> 32. Mozzetti v. Superior Court</p> <p>94 Cal.Rptr. 412, Cal., 1971</p> <p>Petition seeking writ of mandate to compel superior court to suppress evidence seized when police inventoried contents of petitioner's automobile. The Supreme Court, Mosk, J.,...</p>	Case			3098+
Cited	<p> 33. Oregon v. Hass</p> <p>95 S.Ct. 1215, U.S.Or., 1975</p> <p>Defendant was convicted before the Circuit Court, Klamath County, Oregon, of first-degree burglary, and he appealed. The Court of Appeals of Oregon, 510 P.2d 852, reversed and...</p>	Case			3110
Mentioned	<p>34. People v. Clark</p> <p>336 N.E.2d 892, Ill.App. 4 Dist., 1975</p> <p>Defendant was convicted before the Circuit Court, Macon County, Donald W. Morthland, J., of forgery, and he appealed. The Appellate Court, Fourth Judicial District, Trapp, P.J.,...</p>	Case			3098
Discussed	<p>35. People v. Cooper</p> <p>44 Cal.Rptr. 483, Cal.App. 1 Dist., 1965</p> <p>Defendant was convicted of selling heroin and of simple assault. The Superior Court, County of Contra Costa, Norman A. Gregg, J., entered judgment, and the defendant appealed. ...</p>	Case		”	3099+
Cited	<p>36. People v. Sullivan</p> <p>323 N.Y.S.2d 945, N.Y., 1971</p> <p>Defendant was indicted for possessing a loaded gun as a felony. The Supreme Court, Mitchell D. Schweitzer, J., dismissed the indictment, 57 Misc.2d 208, 292 N.Y.S.2d 37. An order...</p>	Case			3097+



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Mentioned	  37. People v. Trusty 516 P.2d 423, Colo., 1973 Defendant's motion to suppress evidence was sustained by the District Court, Jefferson County, Daniel J. Shannon, J., and the State took interlocutory appeal. The Supreme Court,...	Case			3098
Mentioned	38. People v. Willis 208 N.W.2d 204, Mich.App., 1973 Defendant was convicted in the Kent County Circuit Court, R. Stuart Hoffius, J., of armed robbery, and he appealed. The Court of Appeals, J. H. Gillis, J., held that where facts...	Case			3098+
Discussed	 39. Preston v. U.S. 84 S.Ct. 881, U.S.Ky., 1964 Prosecution for alleged conspiracy to rob a federally insured bank. The United States District Court for the Eastern District of Kentucky rendered a judgment of conviction and...	Case			3100+
Mentioned	 40. See v. City of Seattle 87 S.Ct. 1737, U.S.Wash., 1967 Action by city against warehouse owner upon his refusal to submit to fire inspection. The Superior Court, King County, Washington, found for city, and an appeal was taken. The...	Case			3096
Cited	41. South Dakota v. Opperman 96 S.Ct. 264, U.S.S.D., 1975 Facts and opinion, 228 N.W.2d 152.	Case			3096
Mentioned	42. State v. Achter 512 S.W.2d 894, Mo.App., 1974 Defendant was convicted in the Circuit Court, Mississippi County, Stanley A. Grimm, Special Judge, of burglary and stealing and he appealed. The Court of Appeals, Billings, J.,...	Case			3098+
Cited	43. State v. All 193 S.E.2d 770, N.C.App., 1973 By judgments of the Superior Court, Chatham County, Henry A. McKinnon, Jr., J., the defendants were convicted of felonious breaking or entering and felonious larceny and they...	Case			3098+
Mentioned	44. State v. Criscola 444 P.2d 517, Utah, 1968 Defendant was convicted in Third District Court, Salt Lake County, Bryant H. Croft, J., of second-degree burglary and grand larceny and he appealed. The Supreme Court, Crockett,...	Case			3098

Treatment	Referenced Title	Type	Depth	Quoted	Page Number
Mentioned	<p> 45. State v. McDougal</p> <p>228 N.W.2d 671, Wis., 1975</p> <p>From order of the Circuit Court, LaCrosse County, Peter G. Pappas, J., suppressing evidence seized during inventory search of automobile driven by defendant, stated appealed. The...</p>	Case			3106+
Mentioned	<p> 46. State v. Montague</p> <p>438 P.2d 571, Wash., 1968</p> <p>Defendant was convicted in the Superior Court, Chelan County, Lawrence Leahy, J., of unlawful possession of marijuana found in automobile and he appealed. The Supreme Court, Ward,...</p>	Case			3098
Judgment Reversed	<p> 47. State v. Opperman</p> <p>228 N.W.2d 152, S.D., 1975</p> <p>Defendant was convicted before the District County Court, Second Judicial District, Clay County, Donald Erickson, J., of possession of less than one ounce of marijuana, and he...</p>	Case			3095+
Mentioned	<p>48. State v. Tully</p> <p>348 A.2d 603, Conn., 1974</p> <p>The Superior Court, Fairfield County, Tedesco, J., denied motion of defendant to suppress evidence and case was tried to the jury before Zarrilli, J., who entered judgment...</p>	Case			3098+
Mentioned	<p>49. State v. Wallen</p> <p>173 N.W.2d 372, Neb., 1970</p> <p>Defendant was convicted in the District Court, Dodge County, Robert L. Flory, J., of keeping gaming devices for purpose of playing a game of chance for money and he appealed. The...</p>	Case			3098+
Mentioned	<p> 50. Stoner v. State of Cal.</p> <p>84 S.Ct. 889, U.S.Cal., 1964</p> <p>Defendant was convicted of armed robbery. The Superior Court, Los Angeles County, entered judgment and order denying motion for new trial, and the defendant appealed. The...</p>	Case			3103+
Discussed	<p> 51. Terry v. Ohio</p> <p>88 S.Ct. 1868, U.S.Ohio, 1968</p> <p>Prosecution for carrying concealed weapon. The Court of Common Pleas of Cuyahoga County, Ohio, overruled pretrial motion to suppress and rendered judgment, and defendant appealed....</p>	Case		”	3101+
Cited	<p> 52. U. S. v. Detroit Timber & Lumber Co.</p> <p>26 S.Ct. 282, U.S.Ark., 1906</p> <p>CROSS APPEALS from the United States Circuit Court of Appeals for the Eighth Circuit to review a decree of that court which, on appeal from a decree of the Circuit Court for the...</p>	Case			3094

Treatment	Referenced Title	Type	Depth	Quoted	Page Number
Mentioned	53. U. S. v. Fuller 277 F.Supp. 97, D.D.C, 1967 Prosecution for violation of narcotic laws. The District Court, Gasch, J., held that once drugs in eyeglass case in open view in impounded automobile being searched by police for...	Case			3098+
Cited	54. U. S. v. Mapp 476 F.2d 67, 2nd Cir.(N.Y.), 1973 The United States District Court for the Southern District of New York, Dudley B. Bonsal, J., found defendant guilty of violating federal narcotics laws and defendant appealed. The...	Case			3104
Mentioned	55. U.S. v. Boyd 436 F.2d 1203, 5th Cir.(Ala.), 1971 Defendants were convicted in the United States District Court for the Middle District of Alabama, Frank M. Johnson, Jr., J., of transporting and causing to be transported forged...	Case			3098
Cited	56. U.S. v. Brignoni-Ponce 95 S.Ct. 2574, U.S.Cal., 1975 Defendant was convicted before the United States District Court for the Southern District of California of transporting aliens and he appealed. The Court of Appeals, 499 F.2d 1109,...	Case			3101+
Cited	57. U.S. v. Gravitt 484 F.2d 375, 5th Cir.(Fla.), 1973 Defendant was convicted in the United States District Court for the Northern District of Florida, Winston E. Arnaw, Chief Judge, on three counts of transporting firearms and...	Case			3098
Mentioned	58. U.S. v. Jeffers 72 S.Ct. 93, U.S.Dist.Col., 1951 Jesse W. Jeffers, Jr., was convicted in the District Court for the District of Columbia for purchasing, selling, dispensing and distributing narcotics not in and from original...	Case			3103
Cited	59. U.S. v. Kelehar 470 F.2d 176, 5th Cir.(Fla.), 1972 Defendant was convicted in the United States District Court for the Southern District of Florida, Peter T. Fay, J., under statute relating to uttering counterfeit obligations, and...	Case			3097
Cited	60. U.S. v. Lawson 487 F.2d 468, 8th Cir.(S.D.), 1973 The United States District Court for the District of South Dakota, Axel J. Beck, Senior Judge, 355 F.Supp. 101, granted defendant's motion to suppress evidence, and Government...	Case			3100+

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Mentioned	<p> 61. U.S. v. Lipscomb</p> <p>435 F.2d 795, 5th Cir.(Ala.), 1970</p> <p>Defendant was convicted in the United States District Court for the Middle District of Alabama, Frank M. Johnson, Jr., Chief Judge, of transporting in interstate commerce a stolen...</p>	Case			3098
Discussed	<p> 62. U.S. v. Martinez-Fuerte</p> <p>96 S.Ct. 3074, U.S.Cal., 1976</p> <p>On consolidated appeals the Court of Appeals, Ninth Circuit, 514 F.2d 308, reversed convictions for transportation of illegal aliens or inducing illegal entry, and for conspiracy,...</p>	Case			3101+
Cited	<p> 63. U.S. v. Matlock</p> <p>94 S.Ct. 988, U.S.Wis., 1974</p> <p>In bank robbery prosecution, the United States District Court for the Western District of Wisconsin suppressed certain evidence, and the Government appealed. The Court of Appeals...</p>	Case			3109
Cited	<p> 64. U.S. v. Mitchell</p> <p>458 F.2d 960, 9th Cir.(Mont.), 1972</p> <p>Prosecution for possession of weapon by a felon. The United States District Court for the District of Montana, Billings Division, James F. Battin, J., entered order suppressing...</p>	Case			3097+
Discussed	<p> 65. U.S. v. Ortiz</p> <p>95 S.Ct. 2585, U.S.Cal., 1975</p> <p>Defendant was convicted before the United States District Court for the Southern District of California on three counts of knowingly transporting aliens who were in the country...</p>	Case		”	3101+
Mentioned	<p> 66. U.S. v. Pennington</p> <p>441 F.2d 249, 5th Cir.(Fla.), 1971</p> <p>Defendant was convicted in the United States District Court for the Southern District of Florida at Miami, Ted Cabot, J., for violating statute prohibiting person previously...</p>	Case			3098
Cited	<p> 67. U.S. v. Rabinowitz</p> <p>70 S.Ct. 430, U.S.N.Y., 1950</p> <p>Albert J. Rabinowitz was convicted in the District Court for the Southern District of New York of the possession and sale of postage stamps bearing forged overprints. Judgment of...</p>	Case		”	3103

Treatment	Referenced Title	Type	Depth	Quoted	Page Number
Mentioned	 68. U.S. v. Smith 340 F.Supp. 1023, D.Conn., 1972 Bank robbery prosecution. On motion to suppress evidence, the District Court, Newman, J., held that where cash and other personal effects were taken from defendant after his...	Case			3098
Cited	69. U.S. v. Spitalieri 391 F.Supp. 167, N.D.Ohio, 1975 Defendant who was charged with possession of a firearm by convicted felon and obstruction of criminal investigation moved to suppress certain evidence. The District Court,...	Case			3098+
Discussed	 70. U.S. v. U.S. Dist. Court for Eastern Dist. of Mich., Southern Division 92 S.Ct. 2125, U.S.Mich., 1972 The United States petitioned for writ of mandamus to compel district judge to vacate order directing the United States to make full disclosure of electronically monitored telephone...	Case		”	3103+
Cited	  71. U.S. v. Watson 96 S.Ct. 820, U.S.Cal., 1976 Defendant was convicted before the United States District Court for the Central District of California, of possessing stolen mail, and he appealed. The Court of Appeals for the...	Case			3104
Mentioned	  72. Warden, Md. Penitentiary v. Hayden 87 S.Ct. 1642, U.S.Md., 1967 Habeas corpus proceeding brought by state prisoner. The United States District Court for the District of Maryland, at Baltimore, dismissed petition and petitioner appealed. The...	Case			3104
Mentioned	73. Warrix v. State 184 N.W.2d 189, Wis., 1971 The defendants were convicted of the crime of burglary by a judgment of the Circuit Court for Milwaukee County, Herbert J. Steffes, J., and they brought error. The Supreme Court,...	Case			3097
Cited	  74. Wong Sun v. U.S. 83 S.Ct. 407, U.S.Cal., 1963 Defendants were convicted, in the United States District Court for the Northern District of California, Southern Division, for transportation and concealment of narcotics, and they...	Case		”	3103

Treatment	Referenced Title	Type	Depth	Quoted	Page Number
Cited	 75. Wyman v. James 91 S.Ct. 381, U.S.N.Y., 1971 Civil rights action by recipient of state aid to families with dependent children for declaratory and injunctive relief preventing termination of benefits for failure to consent to...	Case			3098