

**IN THE COURTS OF THE FIRST JUDICIAL CIRCUIT
OF THE STATE OF FLORIDA**

ADMINISTRATIVE ORDER NO. 2001-58

IN RE: SECURITY

**OBTAINING WIRE AND/OR ELECTRONIC COMMUNICATION
RECORDS REGARDING BOMB THREAT INVESTIGATIONS**

WHEREAS, Escambia County and the Escambia County School District have been plagued by numerous bomb threats being made to various schools within Escambia County; and

WHEREAS, such bomb threats have resulted in both danger and inconvenience to students and citizens of Escambia County and has resulted in considerable expense to the Escambia County School District, as well as the various law enforcement agencies located within this county; and

WHEREAS, the majority of such bomb threats have been made through the use of either cellular or land line telecommunication services; and

WHEREAS, an immediate law enforcement response is necessary due to the inherent danger of a bomb threat. Such law enforcement response involves the necessity of obtaining certain records in the possession of the various providers of cellular or land line communication services; and

WHEREAS, §934.03(i)(2), *Florida Statutes*, allows for the providers of wire and/or electronic communication services to record certain information in order to protect such providers from fraudulent or unlawful practices; and

WHEREAS, obtaining such records in the possession of the providers of wire and/or electronic communication services by law enforcement in a timely manner is crucial to the investigation of bomb threat cases, it is therefore

ORDERED that pursuant to the provisions of §934.03(i)(2), *Florida Statutes*, the providers of wire and/or electronic communication services are hereby directed to provide to investigative or law enforcement officers as defined in §934.02(6), *Florida Statutes*, who are in the course of investigating a bomb threat made through the use of a wire and/or electronic communication, the fact that a wire or electronic communication was initiated or completed and such other information as may assist in the identification of the place, date, time, and telephone number from which such communication originated.

Such providers of electronic and/or wire communications shall provide all such information upon request of a law enforcement officer and the provider shall require no additional authority after obtaining evidence that the request is being made by a law enforcement officer in the course of a bomb threat investigation.

DONE AND ORDERED in chambers at Pensacola, Escambia County, Florida, this 23rd day of October, 2001.

Signed by: John P.. Kuder, Chief Judge

Conformed copies to:

The Honorable John P. Kuder, Chief Judge
All Judges, First Judicial Circuit
The Honorable Curtis A. Golden, State Attorney
The Honorable Sheriff Ron McNesby, Escambia County Sheriff's Department
Chief Jerry Potts, Pensacola Police Department
BellSouth
Alltel Communications
Sprint Spectr8um LP
Voice Stream Wireless
AT&T Wireless Services, Inc.
Nextel
Verizon Wireless
Cingular Wireless
Cellular South
U.S. Unwired
Powertel, Inc.
Southern Linc