

ADMINISTRATIVE ORDER
NO. 2017-07-02

IN THE CIRCUIT COURT OF THE
NINTH JUDICIAL CIRCUIT, IN
AND FOR ORANGE AND
OSCEOLA COUNTIES, FLORIDA

**AMENDED ADMINISTRATIVE ORDER GOVERNING
PROBABLE CAUSE AFFIDAVITS**

Judges sign arrest warrants as part of their responsibilities, relying upon the facts mentioned in the affidavit of probable cause when presented with arrest warrants from law enforcement agencies. The Court, the State of Florida, and counsel for the defense need access to the probable cause affidavit at first appearance in order to determine if probable cause exists to detain the defendant and to determine appropriate conditions of release.

Since access to the probable cause affidavits for arrest warrants at first appearance has proven difficult, the purpose of this Administrative Order is to establish guidelines and procedures to ensure the Court and the parties to first appearance have access to the probable cause affidavit in order to perform essential responsibilities.

By the power vested in the chief judge under Article V, section 2(d) of the Florida Constitution, section 43.26, Florida Statutes, and Rule 2.215 of the Florida Rules of General Practice and Judicial Administration, effective **immediately**, unless otherwise provided herein, to continue until further order and superseding any provisions in prior Administrative Orders that may be inconsistent, it is **ORDERED**:

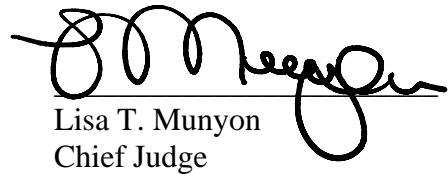
1. All law enforcement agencies **MUST** file with the Clerk of the Court the affidavit of probable cause with the signed arrest warrant.
2. The Clerk of Court will reject any arrest warrant filing that is not accompanied by the affidavit of probable cause when appropriate.

3. The Clerk of Court shall event the affidavit of probable cause as a confidential document immediately upon receipt.

4. The Clerk of Court shall seal the affidavit of probable cause until no longer confidential as defined by the Florida Statutes and the Florida Rules of Court.

Administrative Order 2017-07-01 is vacated and set aside except to the extent that it has been incorporated and/or amended herein. Vacating an Administrative Order that vacates a prior Order does not revive the prior Order.

DONE AND ORDERED at Orlando, Florida, this 9th day of February, 2024.



Lisa T. Munyon
Chief Judge

Copies provided to:

Clerk of Court, Orange County
Clerk of Court, Osceola County
General E-Mail Distribution List
<http://www.ninthcircuit.org>