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I am trying to get a warrant that allows me to search a car parked at an address in the city. I believe I need some type of exceptional circumstance since there is no car on the premises for an occupant to flee. Any insights are much appreciated. Please forward to others. Laura The issue in your question is one of exigent circumstances. An exigent circumstance is an exceptional circumstance in which the police may be compelled to act without a warrant. When a person or vehicle is parked in a lot there may be no presence at the location at which the car is parked. The parking lot may be the place where the driver or vehicle owner parks the car. If the parking lot is a private parking lot there may be no permission to be at that location. In that situation it may be appropriate for a judge to sign a warrant in order to search the premises. However, to decide whether you need a warrant it is necessary to know the facts and circumstances that exist. Your police department is not going to be very cooperative if you are asking for a warrant to search a private parking lot. If they are going to fight your request they may have justification for doing so. In the meantime, if there is an outstanding warrant your police department may enter the location where the vehicle is parked to execute the warrant. In that event, they may search a vehicle parked there. If the police are taking a fugitive into custody, or you are searching for an injured person or an illegal substance, the fact that the person or thing is parked in a private parking lot will not make it any easier for you to search the vehicle. The police have probable cause to take the person into custody or search the vehicle if the person or thing is parked in public. However, you may be able to get a warrant authorizing a search of the vehicle if it is parked in a private parking lot. You are going to have to get creative in order to collect the facts to present to a judge who is going to sign a search warrant for the private parking lot. In your case, if the vehicle is not parked in the private lot there are only two possibilities. The vehicle owner has permitted the police to search the vehicle. In that case, you don't need a warrant. The vehicle owner has not permitted the police to search the vehicle and has resisted the search. In that case, the vehicle is parked at an address and there is some doubt whether

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