

Wiretap Guidelines - Amendment Regarding Orders to Seal

Directive # 11-01
(Amending Directive #4-00)
Issued by:

June 26, 2001
Richard J. Williams
administrative Director

Paragraph 5 of Directive #4-00 is amended, effective immediately, so as to provide as follows:

5. At the time a sealing or resealing order is submitted to the Wiretap Judge for signature, the original tapes shall be counted by the Wiretap Judge and then placed in a container and sealed. No sealing or resealing order shall be signed unless the Wiretap Judge has had the opportunity to make a physical count of the tapes. In the absence or unavailability of the Wiretap Judge who authorized the interception, orders to seal may be entered by (a) any other designated Wiretap Judge, or (b) the designated Communications Data Warrant Judge in the county or vicinage in which the investigation occurred, or (c) the Assignment Judge or Acting Assignment Judge for the county or vicinage in which the judge who authorized the interception sits.

SUPREME COURT OF NEW JERSEY

It is ORDERED that effective immediately the Order dated July 22, 1999, as amended by orders dated March 29, 2000 and August 15, 2000, designating the authorized Wiretap Judges in connection with the operation of the New Jersey Wiretapping and Electronic Surveillance Act, N.J.S.A. 2A:156A-1 et seq., is hereby further amended so as to provide that in the absence or unavailability of the designated judge who authorized a particular interception, orders to seal tapes, wires, and all other recordings may be entered by (1) any other designated Wiretap Judge, or (2) the designated Communications Data Warrant Judge in the county or vicinage in which the investigation occurred, or (3) the Assignment Judge or the Acting Assignment Judge for the county or vicinage in which the judge who authorized the interception sits.

/s/ Deborah T. Poritz

Chief Justice

Dated: June 21, 2001