6-04/200.00 Warrant Contents (Criminal)

• 6-04/200.10 Warrant; direction; execution

PC 816 A warrant of arrest shall be directed generally to any peace officer, or to any public officer or employee authorized to serve process where the warrant is for a violation of a statute or ordinance which such person has the duty to enforce, in the state, and may be executed by any of those officers to whom it may be delivered.

When a warrant of arrest has been delivered to a peace officer and the person named in the warrant is otherwise lawfully in the custody of the peace officer, the warrant may be executed by the peace officer or by any clerk of a city or county jail authorized to act and acting under the peace officer's direction.

• 6-04/200.20 Warrant; contents

PC 815 A warrant of arrest shall specify the name of the defendant or, if it is unknown to the magistrate, judge, justice, or other issuing authority, the defendant may be designated therein by any name. It shall also state the time of issuing it, and the city or county where it is issued, and shall be signed by the magistrate, judge, justice, or other issuing authority issuing it with the title of his office and the name of the court or other issuing agency.

• 6-04/200.30 Arrest by officer; compliance with warrant

PC 848 An officer making an arrest, in obedience to a warrant, must proceed with the person arrested as commanded by the warrant, or as provided by law.

• 6-04/200.40 Warrant, Exhibition of

PC 842 An arrest by a peace officer acting under a warrant is lawful even though the officer does not have the warrant in his possession at the time of the arrest, but if the person arrested so requests it, the warrant shall be shown to him as soon as practicable.

• 6-04/200.50 Warrant for Witness

The court may issue a contempt warrant pursuant to CCP 1209 for the arrest of a disobedient witness. Or, the court may issue a civil bench warrant pursuant to CCP 1993.

• 6-04/200.60 Warrant, Who May Issue

GC 72190.1 A commissioner may conduct arraignment proceedings on a complaint if directed to perform those duties by the presiding judge of the court, including the issuance and signing of bench warrants.

• 6-04/200.70 Magistrate defined

PC 807 A magistrate is an officer having power to issue a warrant for the arrest of a person charged with a public offense.

• 6-04/200.80 Persons designated as magistrates

PC 808 The following persons are magistrates:

(a) The judges of the Supreme Court.

(b) The judges of the courts of appeal.

(c) The judges of the superior courts.

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