

STATEMENT OF LEGAL ISSUES

I

WHETHER THE TRIAL COURT ERRED IN SUPPRESSING EVIDENCE ON THE BASIS INSUFFICIENT PROBABLE CAUSE EXISTED TO SUPPORT THAT ISSUANCE OF A SEARCH WARRANT WHERE LAW ENFORCEMENT RECEIVED ANONYMOUS TELEPHONE CALLS FROM TWO INDIVIDUALS REPORTING ILLEGAL DRUG USE AND UNUSUAL ACTIVITY CONSISTENT WITH ILLEGAL DRUG TRAFFICKING AT A SPECIFIC APARTMENT, AND A CHECK OF VEHICLE LICENSE NUMBERS SPECIFIED IN THE CALLS INDICATED THAT THREE OF THE VEHICLES INVOLVED BELONGED TO INDIVIDUALS THE DETECTIVE KNEW TO BE INVOLVED WITH ILLEGAL DRUGS?

The trial court found that there was no showing that the information from the anonymous callers was reliable or credible and suppressed all evidence resulting from the execution of the search warrant. SRR 89-91.

II

WHETHER, IF PROBABLE CAUSE WAS LACKING, THE EVIDENCE SHOULD BE ADMITTED UNDER THE GOOD FAITH EXCEPTION?

The trial court suppressed the evidence denying the State's objection based on the good faith exception. SRR 97, 100.