

(2) THE APPLICANT SHALL SERVE A COPY OF THE MOTION OR APPLICATION ON THE INVESTIGATIVE OR LAW ENFORCEMENT OFFICER IN ACCORDANCE WITH THE MARYLAND RULES.

(3) (I) IF THE COURT FINDS THAT THE APPLICANT HAS COMPLIED WITH PARAGRAPHS (1) AND (2) OF THIS SUBSECTION, THE COURT SHALL ORDER THE INVESTIGATIVE OR LAW ENFORCEMENT OFFICER TO FILE A SWORN RESPONSE, WHICH MAY BE FILED IN CAMERA IF THE INVESTIGATIVE OR LAW ENFORCEMENT OFFICER INCLUDES IN THE RESPONSE THE REASONS WHICH MAKE AN IN CAMERA REVIEW APPROPRIATE.

(II) IF THE COURT IS UNABLE TO DETERMINE THE MOTION OR APPLICATION ON THE BASIS OF THE PARTIES' INITIAL ALLEGATIONS AND RESPONSE, THE COURT MAY CONDUCT ADDITIONAL PROCEEDINGS AS IT DEEMS APPROPRIATE.

(III) ALL SUCH PROCEEDINGS SHALL BE COMPLETED AND THE MOTION OR APPLICATION DECIDED AS SOON AS PRACTICABLE AFTER THE FILING OF THE INVESTIGATIVE OR LAW ENFORCEMENT OFFICER'S RESPONSE.

(4) (I) IF THE COURT FINDS THAT THE APPLICANT IS NOT THE SUBSCRIBER OR CUSTOMER FOR WHOM THE COMMUNICATIONS SOUGHT BY THE INVESTIGATIVE OR LAW ENFORCEMENT OFFICER ARE MAINTAINED, OR THAT THERE IS A REASON TO BELIEVE THAT THE LAW ENFORCEMENT INQUIRY IS LEGITIMATE AND THAT THE COMMUNICATIONS SOUGHT ARE RELEVANT TO THAT INQUIRY, THE COURT SHALL DENY THE MOTION OR APPLICATION AND ORDER THE SUBPOENA OR COURT ORDER TO BE ENFORCED.

(II) IF THE COURT FINDS THAT THE APPLICANT IS THE SUBSCRIBER OR CUSTOMER FOR WHOM THE COMMUNICATIONS SOUGHT BY THE INVESTIGATIVE OR LAW ENFORCEMENT OFFICER ARE MAINTAINED, AND THAT THERE IS NO REASON TO BELIEVE THAT THE COMMUNICATIONS SOUGHT ARE RELEVANT TO A LEGITIMATE LAW ENFORCEMENT INQUIRY, OR THAT THERE HAS NOT BEEN SUBSTANTIAL COMPLIANCE WITH THE PROVISIONS OF THIS SUBTITLE, THE COURT SHALL ORDER THE SUBPOENA TO BE QUASHED OR THE COURT ORDER TO BE VACATED.

(5) A COURT ORDER DENYING A MOTION OR APPLICATION UNDER THIS SUBSECTION IS NOT A FINAL ORDER AND NO INTERLOCUTORY APPEAL MAY BE TAKEN BY THE CUSTOMER.

10-4A-06.

(A) (1) IN THIS SUBSECTION SECTION, THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "SUPERVISORY OFFICIAL" MEANS:

(I) THE SUPERINTENDENT OR DEPUTY SUPERINTENDENT OF THE MARYLAND STATE POLICE;