

Is GPS Tracking Technology An Invasion Of Privacy?

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by **Scott Arnold**

NASHVILLE, Tenn.- The Supreme Court deliberated Tuesday if police use of GPS tracking devices could be considered unconstitutional.

"That sounds like Nazi Germany, where they are attaching things to people, and show me your papers, and show me your cards," said attorney David Raybin.

Raybin has long argued that police tactic was invasion of privacy. That same argument has now reached the U-S Supreme Court.

In U-S versus Jones: investigators tracked a suspect's movement by attaching a GPS tracking device.



"When you open the door to that kind of intrusion of attaching things to peoples cars, and to people themselves, there is no limit to how far that can go," said Raybin

The Supreme Court will eventually decide if using tracking devices, needs the advance approval of a Judge. Right now, law enforcement can put a tracking device on your car, as long as it has its own power source.

Police said GPS devices are not invasion of privacy, because there is no expectation of privacy when people travel on public streets.

And in the Burdick case, one could argue if investigators didn't electronically track a suspected rapist could have slipped through their fingers. "You have an emergency doctrine under the fourth amendment that allows for warrant less stops and frisks and that kind of thing for investigator purposes," said Raybin

So if the Supreme Court rules that judge has to sign off on these GPS tracking devices does that mean the verdict in the Wooded Rapist case, and others like it would be overturned? Most likely not because there is so much other evidence that supports a guilty conviction.

As for Supreme Court, no final decision was made, that won't happen until next spring. A number of the justices had strong opinions. Stephen Breyer told the government attorney if he

wins this case, there is nothing to prevent the police or government from monitoring the public's movement 24 hours a day, and an "ultra-control" society is created, and run by Big Brother.