

BREYER, J., concurring

SUPREME COURT OF THE UNITED STATES

No. 02–1794

UNITED STATES, PETITIONER *v.* MANUEL
FLORES-MONTANO

ON WRIT OF CERTIORARI TO THE UNITED STATES COURT OF
APPEALS FOR THE NINTH CIRCUIT

[March 30, 2004]

JUSTICE BREYER, concurring.

I join the Court’s opinion in full. I also note that Customs keeps track of the border searches its agents conduct, including the reasons for the searches. Tr. of Oral Arg. 53–54. This administrative process should help minimize concerns that gas tank searches might be undertaken in an abusive manner.