

4. These items of evidence were not opened by personnel at the MCL. Based on scene photos available to lab personnel, it is unclear if the size of the samples will allow for both serology and DNA testing to be completed if this motion is granted by the Court. The MCL would pursue only DNA testing in that situation. The MCL, by policy, does not allow outside observers or videotaping of any testing.
5. Item 3(a) listed above consists of 6 separate swabs, which are individually packaged, taken from the south and east walls of the bedroom. 3 from the east wall and 3 from the south wall. This area has numerous small blood droplets found in a small area of approximately 4 feet by 5 feet. The People propose testing one swab from each wall (A5 from the south wall and A37 from the east wall) to perform the consumptive testing. This testing would only involve DNA analysis since the size of the sample may be entirely consumed if serology testing was first completed. The remaining two swabs of nearby droplets on each wall (A19, A32, A46 and A52) would be available to the defense if additional testing were requested. In addition, portions of the wall were also placed into evidence and could be made available.
6. Item 3(b) listed above consists of 3 swabs taken from the baseboards adjacent to the wall samples outlined above (B1, B3 and B4) and one swab taken from the window (C). The People propose testing two swab from baseboards (B1 from the east baseboard and B3 from the south baseboard) to perform the consumptive testing. This testing would only involve DNA analysis since the size of the sample may be entirely consumed if serology testing was first completed. The remaining baseboard swab (B4) would be available to the defense if additional testing were requested. In addition, the entire baseboard was taken into evidence and could be made available.
7. The People need to test these items of evidence to determine whether the material swabbed contains genetic information and whether any DNA profiles obtained match any of the involved parties, to include the Defendant or the victim.

WHEREFORE, the People respectfully request that this Court grant the People permission for such testing to take place.

Respectfully submitted on July 2, 2020.

/s/ Michael J. Allen

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