

Court, County, Court Address:	
THE PEOPLE OF THE STATE OF  v.  , Defendant	▲ COURT USE ONLY ▲
	Case No.  Division
<b>MOTION AND DEMAND FOR PRODUCTION OF ALL MATERIAL          AND INFORMATION CONCERNING DNA ANALYSIS</b>	

**DNA and Serology Discovery Request**  
**Forensic Defense Strategies, LLP (June 2020)**

This is a request for disclosure of materials pertaining to DNA analysis performed in Case [REDACTED]. A list of several key [REDACTED] lab file numbers and/or investigating agency case or evidence numbers associated with the case are as follows:

[REDACTED]. We request any and all materials associated with the analysis done on any item of related evidence in this case.

This request applies to all DNA or serology analysis that has been, is currently being, or will be performed in the above-captioned case. The request is ongoing. In the event that new materials responsive to this request are produced, discovered, or otherwise come into possession of the prosecution or its agents, said materials should be provided without delay.

We further request the following specific materials that should be kept in the ordinary course of any DNA analysis:

1. Lab File: Please provide a complete copy of the lab file (also known in some laboratories as the litigation packet, litigation file, analyst file, etc.) including all records made by the laboratory or laboratories in connection with this case. If the file includes color entries, we request a copy in color of those pages. Furthermore, if the file includes photographs, please include photographic quality copies. These requested materials should include:

- a. any bench notes
  - b. any electropherograms.
  - c. documentation of extraction
  - d. documentation of quantitation
  - e. documentation of amplification
  - f. documentation of analysis methods employed
  - g. reports and input files, such as stutter files, input into or produced by any probabilistic genetics software employed
2. Raw Electronic Data: Please provide all electronic files produced as part of the analysis in this case whether or not the files were relied on in forming any opinions expressed in any report. Please provide this on transportable media such as a USB drive or CD/Rom disk.
3. Standard Operating Procedure: Please provide a copy of the Standard Operating Procedure in effect at the time of the testing. To minimize any burden of duplicating these items, we invite you to provide them in electronic form.
4. Chain of Custody and Current Disposition of Evidence: Please provide copies of all records that document the treatment and handling of any biological evidence in this case, from the initial point of collection up to the current disposition. Please include a list of collected items that there is reason to believe contained biological evidence but have been destroyed or lost, or have otherwise become unavailable.
5. Software: Please provide a list of all software used in this case, including name of the software program, manufacturer and version(s) used in this case. We request that this included any software used to produce electropherograms or any probabilistic genetics programs.
6. Searches of databases: If any search of any database, government or private, was conducted as part of the analysis in this case, please provide complete documentation of the nature and extent of the search and any results produced.
7. Documentation of Corrective Actions for Discrepancies and Errors: Please provide a copy of documented corrective actions maintained by the laboratory that are associated with any of the analysis involved in this case. Also, any corrective actions associated with errors ever caused by any analysts involved in this case within the past 10 years. If the laboratory does not document corrective actions or errors, it is sufficient to respond: "The laboratory does not document corrective actions or errors."
8. Summaries of Validation: Please provide summaries of all validation studies performed relating to any kits, analyses or interpretation methods, such as a probabilistic genetics computer program, used in this case.

9. Accreditation: Please provide copies of all licenses or other certificates of accreditation in any area of analysis employed by the laboratories involved in this case.
  
10. Laboratory Personnel: Please provide background information about each person involved in conducting or reviewing the firearm toolmark analysis in this case, including:
  - a. Current resume/CV
  - b. Copy of any current certifications (also disclosure of any failed attempts at certification)
  - c. Job Description
  - d. All proficiency test results
  - e. A summary with dates, case names and court locations where the analyst has testified in the last 10 cases