



TEXAS FORENSIC
SCIENCE COMMISSION

Justice Through Science

1700 North Congress Ave., Suite 445
Austin, Texas 78701

May 14, 2015

Mr. Iran J. Hawkins
12071 FM 3522
Robertson Unit
Abilene, Texas 79601

RE: FSC Complaint #13-07

Dear Mr. Hawkins,

Please see the enclosed letter from the Forensic Science Commission dated May 9, 2014.

Your recent correspondence does not provide any additional material information in a matter subject to the Commission's jurisdiction. The Commission has no authority over the decisions made by law enforcement or the prosecutor regarding the weight of controlled substance and related criminal charges against you.

Pursuant to your request, we are providing another complaint form. Please be advised your complaint will not be considered absent new material information regarding negligence or misconduct in forensic analysis by a crime laboratory subject to the Commission's jurisdiction.

Thank you.

Sincerely,

A handwritten signature in blue ink that reads "Lynn Robitaille Garcia".

Lynn Robitaille Garcia
General Counsel
Texas Forensic Science Commission



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SCIENCE COMMISSION

Justice Through Science

1700 North Congress Ave., Suite 445
Austin, Texas 78701

May 9, 2014

Via first class U.S. mail

Mr. Iran Jay Hawkins
12071 FM 3522
Abilene, Texas 79601

RE: Texas Forensic Science Commission Complaint #13-07

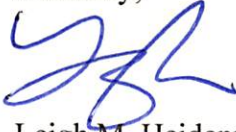
Dear Mr. Hawkins:

At its November 1, 2013 meeting, the Texas Forensic Science Commission directed staff to obtain copies of laboratory reports related to your case. Staff obtained the requested documents, and Commission members reviewed them. The documents are enclosed with this letter. At its April 4, 2014 meeting, the Commission voted to dismiss your complaint, because there is nothing in the case file to indicate any irregularities in the forensic testing performed by the Department of Public Safety regional laboratory in Garland. Your complaint states that Ms. Kaye Davis originally examined the evidence from two controlled buys at issue in your case (#L1D-180799 for a controlled buy on October 30, 2008; and #L1D-181472 for a controlled buy on November 4, 2008).

You allege misconduct in your case based on the dates contained in laboratory reports issued by Chris Youngkin, another examiner in your case. However, Ms. Davis was not the only examiner involved in the original testing in 2008, as clearly indicated by the laboratory case file. Ms. Davis tested the evidence in one file (#L1D-180799) while Mr. Youngkin tested the evidence in the second file (#L1D-181472). Later in 2011, Mr. Youngkin re-tested the evidence in case #L1D-180799 originally tested by Ms. Davis because she was no longer available due to retirement. For this reason, one would expect to see laboratory reports issued by Mr. Youngkin during the tenure of two different Department of Public Safety Directors (Stanley E. Clark in 2008 and Steven C. McCraw in 2011). The irregularities you allege are explained by the documents in the case file. One would also expect to see multiple bar code labels on the evidence. One would show the date the envelope was originally submitted to the laboratory by law enforcement in 2008; and the other would show the re-submission date in 2011.

Absent any new material information about this case, we will not re-consider your complaint at any subsequent meetings. If you have any questions, please feel free to contact our office.

Sincerely,

A handwritten signature in blue ink, appearing to read 'L. Heidenreich', written in a cursive style.

Leigh M. Heidenreich
Commission Coordinator

encl.