



Texas Forensic Science Commission

Justice Through Science

August 19, 2011

VIA EMAIL

Anonymous Complainant
jac.blake@gmail.com

RE: Notification of Disposition of FSC Complaint #09-15

Dear Sir:

The Texas Forensic Science Commission has reviewed your complaint in its entirety and, at our April 14th, 2011 meeting, unanimously voted to dismiss the allegations in your complaint.

If you have any questions, please contact the Commission office.

Best regards,

Leigh M. Tomlin
Commission Coordinator

Encl.

Commission Office

Leigh Tomlin
Commission Coordinator

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TEXAS FORENSIC SCIENCE COMMISSION

Justice Through Science

COMPLAINT DISPOSITION FORM

Complaint # 09-15

Name/Subject of Complaint SWIFS

- Complaint was **dismissed** based on the following factor(s) pursuant to §3.0(c) of the FSC policies and procedures:

3.0(c)9. Any other factor that would enhance or detract from a complete and accurate investigation of the forensic analysis and the alleged negligence or misconduct.

The complaint did not reference any specific criminal case or forensic test. The Commission referred the general allegations to the relevant accrediting body.

- Complaint was **accepted and submitted for action** by an Investigative Panel in accordance with §3.0(b) (2) and §4.0(a) of the FSC policies and procedures.

Investigation Panel Members:

- Other **such action was taken** as appropriate and in accordance with §3.0(c) of the FSC policies and procedures.

Final Disposition of ACCEPTED complaint

In accordance with FSC policies and procedures §4.0(c), the Texas Forensic Science Commission found that:

- there was insufficient credible information to conclude that professional negligence or misconduct occurred in the forensic analysis.
- the forensic analysis met the standard of practice that an ordinary forensic analyst would have exercised at the time the analysis originally took place.
- there was clear and convincing evidence that professional negligence or misconduct occurred in the forensic analysis; or
- took such other action as appropriate and described below:

- The FSC has made a final report available to the public on the FSC website and provided appropriate copies of the report as described in §4.0(e) of the FSC policies and procedures.

As described in FSC policies and procedures §4.0(d), a finding is not a comment upon the guilt or innocence of any individual and is not necessarily a basis for relief in litigation or in any other forum. Any final report itself is not prima facie evidence of the information or findings contained in the report.