



TEXAS FORENSIC
SCIENCE COMMISSION

Justice Through Science

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

November 13, 2019

Via First Class Mail

Mr. Wilburn Ray Whitmill
TDCJ# 1896464
Polunsky Unit
3872 FM 350 S.
Livingston, TX 77351

Re: Texas Forensic Science Commission ("TFSC") Complaint No. 19.41: Whitmill, Wilburn R. (no lab; Forensic Biology/DNA)

Dear Mr. Whitmill,

This letter is to inform you that the referenced complaint was dismissed by general counsel for lack of jurisdiction. The TFSC is the state oversight body for crime labs accredited in the state of Texas. It reviews complaints of negligence and misconduct against accredited crime labs and their analysts. With no lab analysis performed in your case, this commission has nothing to review.

Your complaint requests performance of DNA testing in your case. The TFSC has no authority to order forensic testing in any case. Requests for additional testing of evidence in specific cases must be handled through the courts. From the documentation enclosed with your complaint it appears that you have already filed such a motion.

Please feel free to submit a new complaint should you have concerns about a forensic analysis already performed in your case. Thank you.

Sincerely,

A handwritten signature in cursive script that reads "Kathryn Adams".

Kathryn Adams
Commission Coordinator

/mka
Encl.