

**SUPPLEMENTAL REPORT**

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May 25, 2006

RE: *People v. Hooman Ashkan Panah*
Calif. Supreme Court Nos. S123962, S045504
FSD Case 20000307

Dear Mr. Bryan,

This review supplements one written on February 27, 2004, by Lisa Calandro of our office. It is based upon new discovery material received on January 25, 2006 from the Los Angeles Police Department's Scientific Investigation Division.

In her February 2004 report, Ms. Calandro notes that inconclusive DNA results were obtained for two items of evidence, Item 55, a bedsheet, and Item 60, a kimono. She notes that

The meaning of the "inconclusive" finding cannot be determined without additional information such as photographic quality copies of the typing strips. (pages 7 and 9 of her report)

This review was conducted to resolve the issue of "inconclusive findings" for the DNA results from these samples.

I received for review, from Larry Blanton of the Los Angeles Police Department's Scientific Investigation Division, color copies of 6 pages of "DNA Hybridization Records," including records 309, 310, 315, 316, 317, and 318. According to the notes that I have reviewed, all of the DNA typing of the samples of interest are contained in these records.

Each record consists of a table listing the samples typed, including information about the tube number, item number, description (which typically contains the case number and sample analyzed), hybridization volume, and results. Also recorded are the lot numbers of reagents used, the date the samples were typed, and the initials of the primary and confirming analysts. Finally, a photograph of the typing strips is present on the record. For all but record 309, black and white photographs were taken. Record 309 contains a color photograph of the typing strips.

Item 52, Tissue

This typed unequivocally as a type 1,3,4 in both the non-sperm and sperm fractions. This is consistent with Mr. Panah's type, and different from Ms. Parker's type. This was reported correctly by LAPD, and Ms. Calandro does not equivocate in her opinion about the meaning of the result. My review of the hybridization record supports the findings and observations of Ms. Calandro, specifically that no evidence exists to support a claim of a mixture of semen and saliva from Mr. Panah and Ms. Parker.

Exhibit 22

Item 55, Bedsheet

At least five stains from the bedsheet were tested for the DNA type of the semen donor. Two of these gave a type 1,3, 4 in the non-sperm and sperm fractions, consistent with the type of Mr. Panah. The other three samples gave weak 4 activity in both the non-sperm and sperm fractions. The weak activity was called inconclusive in the LAPD report, presumably because the control "C" dot was weak or absent. My review of the typing strips confirms all of the types indicated in the LAPD hybridization strips, and further supports the finding that no evidence exists of a mixture of biological material from Mr. Panah and Ms. Parker.

Item 60, blue silk kimono

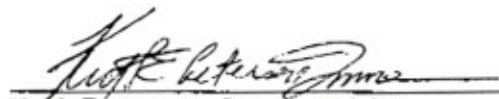
Ms. Calandro comments on a bloodstain typed by DNA. Inasmuch as this portion of her report is unequivocal, I will not comment further.

She also noted that an unidentified area was examined for DNA using a differential extraction. She did not understand why this analysis was performed, inasmuch as semen was not detected on this item. Nonetheless, LAPD reported inconclusive results for the typing of this sample. My review of the typing strips reveals that the sperm fraction gave no results (consistent with finding no semen on the garment), and the non-sperm fraction gave weak 4 activity. The weak activity was called inconclusive in the LAPD report, presumably because the control "C" dot was weak or absent. No evidence exists in the DNA evidence of a mixture of biological material from Mr. Panah and Ms. Parker on this item.

Ms. Calandro summarized her review by indicating that no evidence existed of intimate contact between Mr. Panah and Ms. Parker, subject to further review of, at the least, the DNA typing strips. Assuming no other biological examinations were performed, my review of the DNA results confirms her opinions. No biological evidence exists to support the hypothesis that a mixture of biological fluids from Mr. Panah and Ms. Parker was present on the tissue, bedsheet, or kimono. It is my opinion, based upon the foregoing, that there is no evidence to suggest intimate sexual contact between Mr. Panah and the victim.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this the 25 of May, 2006, at Hayward, California.



Keith E. Petersen Inman, MCrim
Senior Forensic Scientist