

VIRGINIA:

In the Supreme Court of Virginia held at the Supreme Court Building in the City of Richmond on Thursday the 4th day of May, 2023.

Trequan Devonte James,

Appellant,

against Record No. 230007

Court of Appeals No. 0896-21-2

Commonwealth of Virginia,

Appellee.

From the Court of Appeals of Virginia

Upon review of the record in this case and consideration of the argument submitted in support of the granting of an appeal, the Court refuses the petition for appeal.

The Circuit Court of the City of Richmond shall allow court-appointed counsel the fee set forth below and also counsel's necessary direct out-of-pocket expenses. And it is ordered that the Commonwealth recover of the appellant the costs in this Court and in the courts below.

Costs due the Commonwealth
by appellant in Supreme
Court of Virginia:

Attorney's fee \$950.00 plus costs and expenses

A Copy,

Teste:

Muriel-Theresa Pitney, Clerk

By:

Muriel Theresa Pitney

Deputy Clerk

2.9. "Appendix C"



Commonwealth of Virginia
DEPARTMENT OF FORENSIC SCIENCE

ORIGINAL

CERTIFICATE OF ANALYSIS

Central Laboratory
700 N. 5th Street
Richmond, VA 23219

January 3, 2020

Tel. No.: (804) 786-4707
Fax: (804) 786-6907

TO: KENDALL B. BARLOW
RICHMOND POLICE DEPARTMENT
200 WEST GRACE STREET
RICHMOND, VA 23220

FS Lab # C19-11857

Your Case #: 20190922-0688

Victim(s): ELLIS, Jamal Waverly

Suspect(s): JAMES, Trequan Devonte

Evidence Submitted By: Kendall B. Barlow

Date Received: 09/27/2019

Item 9	Swab from 9mm cartridge
Item 10	Fingernail clippings from Jamal Ellis
Item 11	Buccal swabs from Jamal Ellis
Item 18	Buccal swabs from Trequan Janies

BODY FLUID DETECTION METHODS:

- The indication of blood is based on physical characteristics innate, but not unique, to the body fluid tested. Therefore, the testing for blood is not confirmatory.
 - The indication of blood is conducted through visual and/or chemical examinations.

DNA ANALYSIS METHODS:

- The method of deoxyribonucleic acid (DNA) analysis used is the Polymerase Chain Reaction (PCR).
- The real-time PCR amplification kit used for DNA quantitation was the Plexor® HY System.
 - The Plexor® HY System quantitates both total human DNA and male DNA.
- The PCR amplification kit used for DNA typing was the PowerPlex® Fusion System.
 - The PowerPlex® Fusion System allows co-amplification and four-color detection of 24 loci (D3S1358, D1S1656, D2S441, D10S1248, D13S317, D16S539, D18S51, D2S1338, CSF1PO, TH01, vWA, D21S11, D7S820, D5S818, TPOX, D8S1179, D12S391, D19S433, D22S1045, and FGA plus Penta E, Penta D, DYS391 and Amelogenin).
 - Amelogenin and DYS391 aid in the determination of gender.

RESULTS:

Item 11 - Buccal swabs from Jamal Ellis

- A DNA profile was developed.

Item 9 - Swab from 9mm cartridge

- Due to the limited quantity of nuclear DNA obtained, this sample is not suitable for PCR analysis using the PowerPlex® Fusion System; therefore, DNA analysis was discontinued.



Commonwealth of Virginia
DEPARTMENT OF FORENSIC SCIENCE

ORIGINAL

CERTIFICATE OF ANALYSIS

Richmond Police Department
FS Lab # C19-11857
Your Case # 20190922-0688
January 3, 2020

Item 10 - Fingernail clippings from Jamal Ellis

Right fingernail clippings and clippers

- No blood was observed.
- No DNA profile different from Jamal Ellis was developed from a combined sample of the clippings and blades of the clippers; however, DNA types attributable to Jamal Ellis are present at 22 loci.

Left fingernail clippings and clippers

- Blood was indicated.
- A DNA mixture profile attributable to Jamal Ellis and one additional contributor was developed from a combined sample of the clippings and blades of the clippers.
 - The DNA types different from Jamal Ellis are of no value.
 - Due to the limited information obtained, these types are not suitable for comparison, searching against the Virginia DNA Data Bank or submission to the National DNA Data Bank.
 - A DNA profile attributable to Jamal Ellis is present in this sample at 22 loci.

Item 18 - Buccal swabs from Trequan James

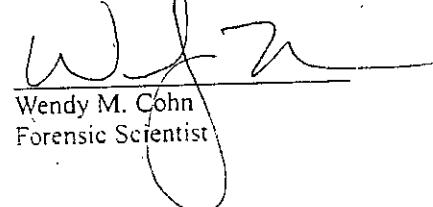
- DNA analysis was discontinued.

Date(s) of testing: 11/12/2019 - 1/3/2020. Supporting examination documentation is maintained in the case file. The above listed methods are those approved for use at the time of analysis. Current methods can be found in the Forensic Biology Procedures Manuals, which can be found at www.dfs.virginia.gov/documentation-publications/manuals/.

The evidence is being retained for personal pickup.

Attest:

I certify that I performed the above analysis or examination as an employee of the Department of Forensic Science and that the above is an accurate record of the results and interpretations of that analysis or examination.


Wendy M. Cohn
Forensic Scientist

WMC

