



August 9, 2019

**Empire State Development Corporation (ESDC)
633 3rd Avenue
37th Floor
New York, NY
9:00 AM – 10:13 AM**

DRAFT MEETING MINUTES

DNA Subcommittee Members in Attendance:

Dwight Adams, Ph.D.
Frederick Bieber, Ph.D.
Allison Eastman, Ph.D.
Katherine Gettings, Ph.D.
Kenneth Kidd, Ph.D.
Amanda Sozer, Ph.D.

DCJS Staff in Attendance:

Jill Dooley
Janine Kava
Brett Knowles
Jackalynne Vimislik

Other Attendees:

Pasquale Buffolino – Nassau County Division of Forensic Services
Christina Dieckmann – Brooklyn Defender Services
Russell Gettig – New York State Police Crime Laboratory
William Hamilton – Queens County District Attorney's Office
Susan Horan – Kings County District Attorney's Office
George Howard – NYS ITS
Florence Hutner – NYC OCME
Maksudul Khan – NYS ITS
Timothy Kupferschmid – NYC Office of Chief Medical Examiner
Thomas Leach – New York State Police Crime Laboratory
Eugene Lien – NYC OCME Department of Forensic Biology
Julie Pizziketti – New York State Police Crime Laboratory
David Pulikowski – New York State Police Crime Laboratory
Eric Rosenbaum – Queens County District Attorney's Office
Meredith Rosenberg – NYC OCME Department of Forensic Biology
Marie Samples – NYC OCME Department of Forensic Biology
Holly Serrette – NYC OCME

Richard Torres – Queens Law Associates
 Raymond Valerio – Bronx District Attorney’s Office
 Louis Vargas – NYC OCME
 Elizabeth Vasquez – Brooklyn Defender Services

Chairman Adams opened the meeting and noted there was a quorum, with Drs. Bieber, Eastman, Gettings, Kidd, and Sozer present. A motion to approve the August 9, 2019 meeting agenda was made by Dr. Sozer, seconded by Dr. Kidd, and approved unanimously. *Approximate video times*
00:00:00 – 00:00:35

The Chair then requested a motion to approve the minutes of the May 17, 2019 DNA Subcommittee meeting. A motion to approve the minutes was made by Dr. Gettings, seconded by Dr. Eastman and approved unanimously. 00:00:36 – 00:01:05

The Subcommittee also reviewed updates from the Erie County Central Police Services Laboratory, Nassau County Division of Forensic Services, New York State Police Crime Laboratory, and the Westchester County Division of Forensic Science. 00:01:06 – 00:07:56

The Chair then moved to Old Business. A verbal update was provided on both the partial match and familial search programs. The Subcommittee members discussed the follow up to the FBI’s response to the Subcommittee’s request to receive CODIS Bulletins. 00:07:57 – 00:12:22

Next under Old Business, the Subcommittee discussed a letter from the Commission asking for clarification of the binding recommendation regarding future validations of Rapid DNA utilization. After a lengthy discussion, the Subcommittee determined that the language of the binding recommendation was accurate. For clarification purposes, the term validation refers to meeting the requirements as determined by the FBI Quality Assurance Standards. The term enhanced performance check is meant to refer to a system check that meets or exceeds the criteria utilized by the New York City (NYC) OCME in the document entitled “Internal Validation of the ANDE 6C System for Reference Sample STR Typing”. 00:12:23 – 00:44:15

Also, under Old Business, the Subcommittee discussed their binding recommendation to accept the enhanced performance check and approve the use of the ANDE 6C Rapid DNA System on buccal swabs from reference samples collected via the manufacturers recommended protocol, by the NYC OCME Department of Forensic Biology. The Subcommittee reiterated that their binding recommendation did not intend to limit the use of the technology to specific types of cases, but to limit the use to reference samples. 00:44:16 – 00:53:27

The Subcommittee then reviewed laboratory disclosures from Suffolk County Crime Laboratory and NYC OCME Department of Forensic Biology. 00:53:28 – 01:10:05

The Chair stated that the next meeting of the subcommittee will be November 8, 2019. A motion to adjourn was made by Dr. Sozer, seconded by Dr. Kidd, and approved unanimously. 01:10:06 – 01:10:29

Note: Video of the meeting is available at <https://www.youtube.com/user/nyspublicsafety>