

MICHAEL J. SATZ
STATE ATTORNEY
 SEVENTEENTH JUDICIAL CIRCUIT OF FLORIDA
 BROWARD COUNTY COURTHOUSE

201 SE SIXTH STREET, SUITE 660 A, FORT LAUDERDALE, FL 33301-3360

PUBLIC RECORDS REQUEST

Contact Mrs. Seltzer at (954) 831-7228 / SSeltzer@sao17.state.fl.us

Requestor : **LUYSTER, ESQ. V. JULIA**
 Company :
 Address : **1205 N. FEDERAL HIGHWAY**

Request Reference #: **8089**

Phone:

Fax:

Date: **3/10/2017**

City, State, Zip **LAKE WORTH, FL - 33460**
 Email: **JULIA@LUYSTERLAW.COM**

Pursuant to Chapter 119, Florida Statutes, request is made for:

Request Type: **COPIES**

Record Type: **Public Records Request**

Defendant: **BEHRENS, ERNESTO**

CtNum: **98005739CF10A**

Description: **the documents listed in the Motion to Compel and Addendum**

YOU ARE ADVISED that the State Attorney's Office is not the custodian of the official court records. The records you have requested are only those in the custody of the State Attorney, subject to all legal exceptions and/or redactions. For a copy of the complete and official record and/certified copies, contact the office of Howard Forman, Clerk of the Court, 17th Judicial Circuit of Florida, at (954) 831-6565

(For SAO use only)

Letter acknowledging request sent by _____

Date _____

Active Discovery provided by _____

Date _____

Reviewed/Redacted by _____

Date _____

Approved/Disapproved by *Luscar Seltzer*

Date **3-10-17**

File unable to be located by Unit _____

Date _____

See Notes/Exemptions/Redactions indicated below

Request Withdrawn—Date _____

SAO has no record as requested _____

SAO record was destroyed per §119.021(2)(d),

Notes/Exemptions from Public Record Disclosure (For Reviewing ASA use only)

- | | |
|---|---|
| <ul style="list-style-type: none"> ☐ Active internal affairs investigation => exempt, §112.533, FS; §655.057(1)(a), FS ☐ Attorney notes=> confidential and exempt, Lopez v State 696 So. 2d 725 (Fla. 1997); Arbelaez v. State, 775 So. 2d 909 (Fla.2000) ☐ Confession by Defendant on active cases=> exempt, §119.071(2)(e), FS ☐ Bank account numbers, debit, charge and credit account numbers and social security numbers=> exempt, §215.322(6)1, FS; §119.071(5)(a)(b), FS; §655.057, FS; §655.059, FS ☐ Biometric ID Information=>exempt, §119.071(5)(g), FS ☐ information revealing id of Confidential Informant or confidential source=> exempt, §119.071(2)(f), FS ☐ Defendant not entitled to free copy of file=> Roesch v. State, 633 So. 2d 1 (Fla. 1993) ☐ Criminal History Data=> exempt, §943.0525, FS ☐ Department of Corrections Records & Investigations=> exempt, §945.10, FS ☐ Autopsy Photographs=> exempt, §406.135(1), FS ☐ E.M.S. Reports=> exempt, §395.51, FS ☐ Home Addresses, etc., of current or former prosecutors, law enforcement personnel, firefighters, judges and code inspectors=> exempt, §119.071(4)(d)1, FS ☐ Traffic Crash Report exempt for 60 days after report is filed=>exempt, §316.066(5)(a), FS ☐ Videotaped statement of minor victim of sexual battery=>exempt, §119.071(2)a., FS ☐ DL and DMV records=>exempt, §119.0712(2), FS ☐ Other exemptions=> _____ ☐ Photo/video/audio recording that depicts or records the killing of a human being=>exempt, F.S. 406.136 ☐ Security video/surveillance=>exempt 281.301, F.S and/or F.S. 119.071(3)(a) | <ul style="list-style-type: none"> ☐ Mental Health records => exempt, §394.4615(1), FS; §456.057, FS ☐ On active, pending cases, information not disclosed to defense in discovery=> exempt, Satz v. Blankenship, 407 So. 2d 396 (Fla. 4DCA 1981); Tribune Co. v. Public Records, 493 So. 2d 480 (Fla. 2nd DCA, 1986) ☐ Personal assets of crime victim=> exempt, §119.071(2)(i), FS ☒ Personal victim information in cases of sexual offense, child abuse, lewd & lascivious offense=> exempt, §119.071(2)(b), FS; §794.024 ☐ Medical Records=> exempt, §395.3025(4), FS; §395.3025(8), FS; §456.057, FS ☐ PSI, PTL, pre-plea, post-sentence investigative records=> exempt, §945.10(1)(b), FS ☐ Reports of abuse of vulnerable adult=> exempt, §415.107, FS ☐ Department of Children & Families Reports of child abuse=> exempt, §39.0132(4)(a), FS; §39.202, FS ☐ School records=> exempt, §1002.22, FS ☐ Photograph of victim of sexual offense=> exempt, §119.071(2)(b) ☐ Active criminal intelligence and investigative information=> exempt, §119.071(2)(c), FS ☐ Identity of caller requesting or reporting "911" emergency=>exempt, §365.171(15), FS ☐ Juvenile Records=>exempt, §985.04, FS ☐ Drivers License digital imaging=> exempt, §322.142(4), FS ☐ Telecommunications records=>exempt, §119.071(5)(d) ☐ Pharmacy Records=>exempt, §465.017(2) ☐ Federal Tax Information=>exempt- 26 USC 1603 |
|---|---|

BSO CRIME LABORATORY/DNA UNIT/FINAL ZING

SAMPLE	D1S7	D2S44	D4S139	D10S28	D5S110	D7Z2
K562	4505 4343	2905 1784	6442 3431	1748 1178	3711 2916	2746
Green sheet 1 ♂	7876 3172	2905 2655	7744 3358	4019 2732	4327 2144	2736
Green sheet 1 ♀	—	—	—	—	—	—
Green sheet 3 ♂	—	—	—	—	—	—
Green sheet 3 ♀	—	—	—	—	—	—
Green sheet 4 ♂	—	—	—	—	—	—
Green sheet 4 ♀	—	—	—	—	—	—
- V	6965 5770	3078 1938	9335 5105	2088 1047	2147 1956	2750
PS 95-118	9074 4340	3117 1730	8617 4307	1895 1592	3778 3064	2750
2178E	2498 11/9/96					.001
Environ. Pathways	7764 3140	2994 2653	7621 3333	3988 2722	4347 2130	2732
100 2124 07-29-96 2120-105						0

MEMBRANE # 95-10-151

CASE # 91810F

CLDNA 9(3/94)

ANALYZED BY: D. J. [Signature]

VICT. #1: _____

DATE ANALYZED: 110 JULY 95

SUSPECT: _____

SUBMITTED BY: Quarona

OTHER: _____

AGENCY: Plantation AGENCY

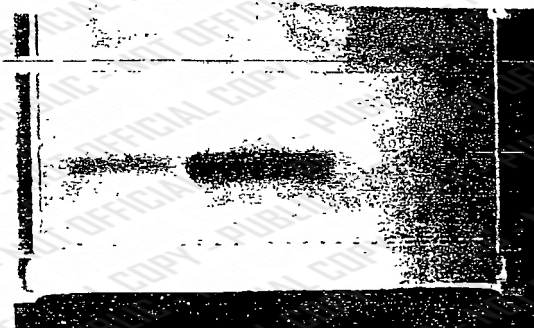
AGENCY #: 11619-95-05 LAB #: 91810 F

LAB #.: 91810 F

ITEM/DESCRIPTION	CHEMICAL TEST	SPECIES	SPERM	P-30	REMARKS
1) Control swab	⊖ pH ⊖ BP				2 swabs clean
2) Saliva swab	⊖ pH ⊖ BP				2 swabs yellow stains
3) Oral swab	⊖ pH ⊖ BP				6 swabs 2 packet yellow stains
4) Leg swab	⊖ pH ⊖ BP				2 swabs yellow stains
5) Oral smear			⊖ 9		2 slides
6) One Purple top blood vial					Dry blood 2 slides
7) One black & white print / dress	⊖				No visible stains - tested w/ ⊖ results - d. B. print
8) One green top shirt	⊖ BP				1 swab tested w/ ⊖ tested w/ ⊖ results. Hair fibers collected - no white
9) One green fitted shirt	⊕ BP strong		⊕ 9		4 swabs tested #1, 3, 4 ⊕ #2 ⊖ 2 slides
10) Oral swabs - E. B. B. S					20 BP retested from 4 swabs then found ⊕

BSO CRIME LABORATORY/DNA UNIT
YIELD GEL DATA

LANE	SAMPLE	ng DNA/LANE	ng DNA/SAMPLE	DNA SPECIALIST
CATHODAL ORIGIN				DATE 3-04-95
1	BLANK		LOT #	POWER SUPPLY P-1
2	STANDARD	500 ng	F19002	TANK VOLTAGE 200 VOLTS
3	STANDARD	250 ng	CC5	TIME ON 3:45
4	STANDARD	125 ng	CC4	TIME OFF 4:00
5	STANDARD	63 ng	CC5	
6	STANDARD	31 ng	CC6	
7	STANDARD	15 ng	CC7	
8	916 F Green stain 107		x8	SLP 1 lane
9	Green stain 107		x8	
10	Green stain 307		x8	
11	Green stain 307		x8	
12	Green stain 407		x8	
13	Green stain 407		x8	
14	Drift 671		x8	
15	TS 95-118		x8	
16			x8	
17			x8	
18			x8	
19			x8	
20			x8	
21			x8	
22			x8	
23			x8	
24			x8	
25	BLANK			
MIDDLE ORIGIN				
26	BLANK			
27			x8	
28			x8	
29			x8	
30			x8	
31			x8	
32			x8	
33			x8	
34			x8	
35			x8	
36			x8	
37			x8	
38			x8	
39			x8	
40			x8	
41			x8	
42			x8	
43			x8	
44			x8	
45			x8	
46			x8	
47			x8	
48			x8	
49			x8	



BSL CRIME LABORATORY \ DNA UNI
DIGESTION OF BODY FLUID STAIN WITH HAE III

Case # : 9186F DNA Specialist : J. J. J. DATE: 3 Oct 95

Digestion Control Lot Number : DMTC01 Source: BRL

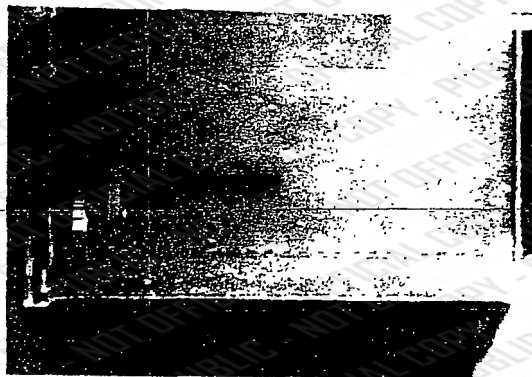
REAGENT	VOL(ul)	LOT#
TE-4	189	10-10-95
SPERMIDINE	9.6	1-27-96
HAE III BUFFER	25	EJA403
HAE III ENZYME	1	SOURCE BRL LOT # EJA403
AMMONIUM ACETATE	83	1-18-96
ABSOLUTE RGT. ALCOHOL	666	952110-36
70 % REAGENT ALCOHOL	1000	2-8-96
TE -4	16	10-10-95
TIME L		START: 4:30P END: 10:00A

DATE			
SAMPLES			
REAGENT	VOL(ul)	REDIGEST/LOT	REDIGEST/LOT
TE-4	212		
SPERMIDINE (OPTIONAL)	9.6		
HAE III BUFFER	25		
HAE III ENZYME	1		
AMMONIUM ACETATE	83		
ABSOLUTE RGT. ALCOHOL	666		
70 % REAGENT ALCOHOL	500		
TE-4	16		
TIME		START: END:	START: END:

TEST GEL PREPARATION

DNA SAMPLES	2ul	XXXXXXXXXXXXXXXXXXXX	REDIGEST	REDIGEST
LOADING SOL.	2ul	10-27-95		
AGAROSE	1.0 gm	90K8053		
GEL/TANK BUFFER	100mLs	3-13-96		
EtBr	10ul	11-2-95		

	SAMPLE	LOT #	SOURCE	DATE	ANALYST	CASE #'S
1				1/10/95	JPM	
2	VISUAL MARKER	3-5-96	Primer			
3	DIGEST CONTROL	DWTC01	BCL			
4	TEST GEL CONTROL	EE2001	BCL			
5						
6	9F6F Green sheet 1 of 7					
7						
8	Green sheet 1 of 7					Tank voltage 200 volts
9	Green sheet 3 of 7					Time on 2:30
10	Green sheet 3 of 7					Time off 2:50
11	Green sheet 4 of 7					
12	Green sheet 4 of 7					
13	DWTC01					
14	75 G5-118					
15						
16						
17						
18						
19						
20						
21						
22						
23						
24						
25	BLANK					
	MIDDLE ORIGIN					
26	BLANK					
27	VISUAL MARKER					
	LOT#					
28						
29						
30						
31						
32						
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RSO CRIME LABORATORY/DNA UNIT
ANALYTICAL GEL DATA

CASE # 9186 F DNA SPECIALIST [Signature] DATE 10-4-95 TIME ON 5:05 P
POWER SUPPLY R-1 TRAY # 6-7 GEL LENGTH 12 X 20 CM TIME OFF 9:15
VOLTAGE(GEL) 30 VOLTS MEMBRANE # 95-10-151

SIZING	LANE	SAMPLE	VOL (ul)	SOURCE
	1	VISUAL/LOT EBE001	10ul	↑
1	2	SIZE MARKER/LOT EDN0011003	10ul	↓
2	3	CELL LINE/LOT 250 ng EE2001	10ul	↓
3	4	9186 F Green sheet 1 ♂	10ul	
4	5	9186 F Green sheet 1 ♀	10ul	
5	6	SIZE MARKER	10ul	
6	7	9186 F Green sheet 3 ♂	10ul	
7	8	9186 F Green sheet 3 ♀	10ul	
8	9			
9	10	9186 F Dress wood	10ul	
10	11	SIZE MARKER	10ul	
11	12	RS 95-118	10ul	
12	13	9186 F Green sheet 4 ♂	10ul	
13	14	9186 F Green sheet 4 ♀	10ul	
14	15			
15	16	SIZE MARKER	10ul	
	17	BLANK		

WITNESS: kn

GEL PREPARATION		
REAGENT	VOLUME	LOT NUMBER
LOADING SOLUTION	4.0ul	10-27-95
AGAROSE	2.0 GRAM	EAAC01
GEL/TANK BUFFER	200 ml	3-13-96
PLACE RANDOM SAMPLES BETWEEN LANES 11 & 16		

