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(ENDORSED)
FILED
FEB 27 2017
Clerk of the Court
Superior Court of CA County of Santa Clara
BY E. COLLENSON DEPUTY

6 Attorneys for Defendant

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **IN AND FOR THE COUNTY OF SANTA CLARA**

10
11 PEOPLE OF THE STATE OF CALIFORNIA,

NO: 213515

12 Plaintiff,

STIPULATED ORDER FOR RELEASE AND
RETURN OF TRACE EVIDENCE
(GLASS SPHERES)

13 vs.

14 ANTOLIN GARCIA-TORRES,

15 Defendant

16
17
18 TO THE SANTA CLARA COUNTY DISTRICT ATTORNEY, THEIR CRIME LAB, AND
19 SHERIFF DEPARTMENT:

20 Per stipulation of the parties you are hereby ordered to release the following evidence
21 held by the Santa Clara Crime Laboratory and/or Sherriff Department, and listed on the next
22 page to the defense consultant listed below:

23 Microtrace LLC
24 c/o Skip Palenik
25 790 Fletcher Drive, Suite 106
26 Elgin, IL 60123
(847)742-9909

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1 TRACE EVIDENCE ITEMS FROM MR. GARCIA-TORRES' CAR:

2 **Two glass beads and debris collected from Antolin Garcia-Torres' red Jetta,**
3 **contained in items D236 and D235, bar code AA124225.**

4 The parties have stipulated that:

- 5 1. the District Attorney Crime Laboratory has been requested by the defense to
6 prepare and send selected trace evidence for analysis;
- 7 2. the District Attorney Crime Laboratory shall send the mentioned trace evidence in a
8 manner that is consistent with their training and experience in sending such samples
9 for testing by an outside laboratory so that the item arrives in a condition suitable
10 for forensic trace evidence review;
- 11 3. counsel for the defendant will provide the District Attorney with appropriate
12 shipping dates to ensure that the recipient is open for business for the expected
13 delivery;
- 14 4. the results of the defense forensic review of said clothing are confidential
15 consultation for the defense and may or may not be disclosed to the District
16 Attorney except as required under Penal Code section 1054 *et seq*;
- 17 5. the defense may not alter the evidence in any way and may examine them using
18 alternate light sources and magnification and other forensic methods which do not
19 damage or alter them; However, the glass spheres may be cleaned of dust or dirt as
20 needed to properly examine them except that any material removed must be
21 preserved for future analysis;
- 22 6. the cost of the testing shall be borne by the defense;
- 23 7. counsel for the defendant shall make arrangements with Microtrace LLC to ensure
24 that the trace evidence is returned at defense expense to the District Attorney Crime
25 Laboratory in a manner that is consistent with their training and experience in
26 sending such samples so that the items arrive in a condition suitable to maintain the
27 integrity of the evidence;
- 28 8. the District Attorney Crime Laboratory will send the requested evidence via
Federal Express or other similar delivery service and cannot make any warranty
regarding its care and handling after leaving the custody of the District Attorney
Crime Laboratory;

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1 9. The Evidence shall be returned to the District Attorney Crime Laboratory no later
2 than two weeks from the receipt by Microtrace LLC.

3 It Is So Stipulated:

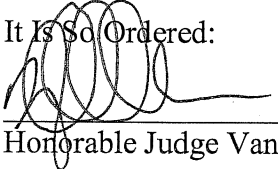
4 
5 Alfonso O Lopez
6 Deputy Alternate Defender

Date: 2/27/2017

7 
8 David Boyd
9 Deputy District Attorney

Date: 2/27/17

10 It Is So Ordered:

11 
12 Honorable Judge Vanessa Zecher

Date: 2.27.2017