

STATE OF WISCONSIN : CIRCUIT COURT : MANITOWOC COUNTY

STATE OF WISCONSIN,

Plaintiff,

Case No. 85-FE-118
Hon. Fred H. Hazelwood

v.

STEVEN A. AVERY,

MANITOWOC COUNTY
STATE OF WISCONSIN
FILED

Defendant.

NOV 29 1995

CLERK OF CIRCUIT COURT

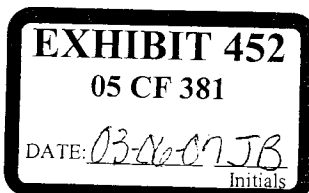
STIPULATION

Steven A. Avery, by his counsel, Robert R. Henak, and the State of Wisconsin, by District Attorney E. James FitzGerald, hereby do stipulate and agree as follows:

1. Upon release of the exhibits pursuant to the attached Order, Attorney Henak shall cause those exhibits to be forwarded by Federal Express to Laboratory Corporation of America, 1912 Alexander Drive, Research Triangle Park, North Carolina 27709, for DNA enhancement and analysis.

2. Pursuant to the standard operating procedures for Laboratory Corporation of America, medical personnel from Fox Lake Correctional Institution shall obtain a DNA sample from the defendant, Steven A. Avery, and forward that sample as directed by Laboratory Corporation of America.

3. That Laboratory Corporation of America shall conduct such DNA enhancement and analysis as it deems appropriate and necessary to compare any DNA found in the



134
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pubic hair "unknown" (recovered from item C, contained in Exhibit 38), with that from the blood standard from the victim (item D15 in Exhibit 38), to determine whether the two are or could be from the same source.

4. That Laboratory Corporation of America shall conduct such DNA enhancement and analysis as it deems appropriate and necessary to compare any DNA found in the pubic hair "unknown" (recovered from item C, contained in Exhibit 38), with that from the blood standard from Steven A. Avery to determine whether the two are or could be from the same source.

5. That Laboratory Corporation of America shall conduct such DNA enhancement and analysis as it deems appropriate and necessary to compare any DNA found in the fingernail scrapings from the victim (item D13 in trial Exhibit 38) with that from the blood standards from the victim (item D15 in Exhibit 38), and from Steven A. Avery to determine:

a. Whether the DNA from the fingernail scrapings is from a single source or from multiple sources;

b. Whether Steven Avery can be excluded as a source of any DNA found in those scrapings; and

c. Whether the victim can be excluded as a source of any DNA found in those

scrapings.

6. The parties stipulate and agree that, in entering into this Stipulation, they both make a knowing and voluntary waiver of future objections based upon the chain of custody with respect to the items directed here to be provided to Laboratory Corporation of America.

7. The State of Wisconsin shall have access to any and all records pertaining to the receipt, testing and test results of the above-mentioned items.

STATE OF WISCONSIN

Date: 11-27-95

By: E. James FitzGerald
E. James FitzGerald
State Bar No. 101009524
District Attorney

SHELLOW, SHELLOW & GLYNN, S.C.

Date: 11/15/95

By: Robert R. Henak
Robert R. Henak
State Bar No. 1016803

P.O. ADDRESS:

222 East Mason Street
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This document is a full certified copy of the original on file in the Office of the Clerk of Circuit Court, Manitowoc County, State of Wisconsin

Date: January 3-5-07
Deputy Clerk of Circuit Court