

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE WESTERN DISTRICT OF OKLAHOMA

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4 JANNIE LIGONS, SHANDAYREON HILL,)
TABATHA BARNES, TERRI MORRIS,)
5 SYRITA BOWEN, CARLA JOHNSON,)
KALA LYLES,)

6 Plaintiffs,)

7 vs.) No.

8) CIV-16-184-HE

9 CITY OF OKLAHOMA CITY, a municipal)
corporation, DANIEL HOLTZCLAW,)
10 BILL CITT, BRIAN BENNETT, ROCKY)
GREGORY, JOHN AND JANE DOES, all)
in their individual capacity,)

11 Defendants.)

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14 VIDEOTAPED DEPOSITION OF ELAINE MARIE TAYLOR
15 TAKEN ON BEHALF OF THE DEFENDANTS
16 IN OKLAHOMA CITY, OKLAHOMA
17 ON JANUARY 15, 2019

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19 REPORTED BY: KAREN B. JOHNSON, CSR

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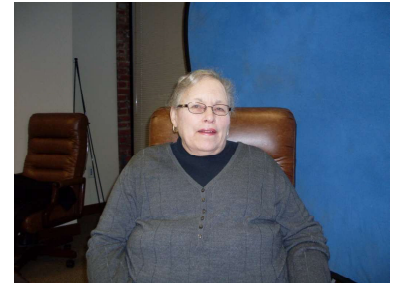
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1 on Rosetta Grate's case on the underwear and you got
2 a positive result, do you remember that, for acid
3 phosphatase?

4 A Let me get her file out.

5 Q Sure.

6 A On Item Number 2, the underwear, yes, I
7 did get a positive ALS.

8 Q Yes. And then I think the acid
9 phosphatase test then was negative for the seminal
10 fluid?

11 A Yes. That is --

12 Q Do you see that?

13 A That's correct.

14 Q What I want to ask -- is there anything
15 else you want to add?

16 A On all -- all three samples.

17 Q So why did you not test Holtzclaw's
18 uniform pants for body fluids?

19 A Because I was only looking for touch DNA
20 on the front, I wasn't looking for a liquid, like
21 saliva.

22 Q So even though there was an allegation of
23 oral sodomy, you weren't looking for a liquid like
24 saliva?

25 A Not on the front of his pants. Like I

1 said, I -- I was specifically looking for touch DNA
2 where I thought maybe she would have kind of
3 steadied herself, I don't know if women do that or
4 not, but I was just trying to think of the idea of,
5 you know, what all -- what could have happened at
6 that point.

7 Q And I think that you testified, you said
8 at trial, "At the time, I felt that an amylase test
9 would not have aided anybody in the investigation of
10 this particular case," that was your trial
11 testimony, that's at Page 4092. Why did you think
12 that doing the amylase test would not have
13 potentially helped the investigation?

14 A Because amylase is found in more than just
15 saliva.

16 Q Did anyone ever request that you test the
17 pants for saliva?

18 A Yes.

19 Q And who was that?

20 A Detective Davis, but our lab --

21 Q She asked you to --

22 A Excuse me.

23 Q Okay. I was just trying to track what
24 you're saying. So Detective Davis asked you to test
25 the pants for saliva, and then what -- what was your

1 analyzed. Now, you know, criticize me all night and
2 all day for not doing something, but I followed
3 policies and procedures that our laboratory has set
4 in stone, which includes we cannot do a saliva test
5 because we're not proficiency tested on that.

6 Q What about the alternative light source,
7 because you used it on Grate's test, but -- on her
8 examination of evidence, but then you didn't use it
9 on Ligons and, you know, why did you decide one time
10 to use it, then you didn't use it?

11 A On Grate's case, I -- I was specifically
12 told that the lady told Kim Davis that after the
13 oral sodomy, she spit it in her hand and she wiped
14 it on that chair back, okay, it's black, it's
15 doesn't appear to have anything on it, so I used the
16 alternate light source and I circled some areas that
17 were maybe a little questionable, and then I did AP
18 spot on them and they were negative. So the
19 difference is, I was looking for a specific body
20 fluid that was stated to have been on that chair,
21 where I wasn't looking for a specific body fluid on
22 his pants, I was looking for touch DNA, so.

23 Q You were looking for the victim's touch
24 DNA on his pants?

25 A Yes, that is correct.

1 Q Okay. So when you were swabbing -- let me
2 go back, let me check, did you -- did you quantify
3 how much DNA was in items 17Q3 and 17Q4, the inside
4 of the fly, right and left side, was there a
5 quantification done?

6 A I would had to have done a quant. Yes, on
7 Page 10-B there is a quant done and actually, those
8 items, it looks like, yeah, looks like those were
9 the only items that were run, and that's in my case
10 file.

11 Q Can you tell me what the -- okay. What
12 were the quantities on those two, Q3, 17Q3 and Q4?

13 A 2.19 times 10 to the minus 1, and 2.60
14 times 10 to the minus 1. Or .219 and .260.

15 Q And were those nanograms or what were
16 those?

17 A I believe that's the quantity, point.

18 Q Yeah. .219 nanograms, .260 nanograms?

19 A Yes.

20 Q Okay. So did the DNA quantification step
21 calculate the concentration of male DNA in addition
22 to the total DNA?

23 A Yes. And it was quanted at .0102 and
24 .0117. And the male to female ratio was 1 to 20
25 for -- for Q3 and 1 to 21 for Q4.