

17-4614-1



Forensic Services Division
Contra Costa County Office of the Sheriff
 2530 Arnold Drive, Suite 200, Martinez, CA 94553
 Telephone: (925) 335-1600 Fax: (925) 335-1601

**Restricted****REPORT OF LABORATORY EXAMINATION**

Laboratory No.:	17-4614-1	Agency:	Richmond Police Department
Issue Date:	9/29/2017	Agency Case No.:	17-12496
Service:	Function	Requested by:	Cubit, K
Request Date:	9/28/2017	Case Type:	Assault
Suspect(s):	None Listed	Complainant(s):	None Listed

Summary of Results:

Item 1-1, the submitted Springfield Armory pistol, was swabbed for DNA prior to handing (Item 1-1-A). I examined the pistol and found that it had a large gouge on the right side of the grip where part of the polymer grip is splayed back and a smaller gouge on the front right side slide rail. There did not appear to be any unusual wear or alterations. A dry patch was run through the barrel and collected (Item 1-1-B). I observed gold/yellow colored flakes on the breech face which were collected with a swab (Item 1-1-C). Upon releasing the slide, metal bullet fragments fell out of the pistol's action (Item 1-1-D). The safety and controls were functional. I test fired the pistol with the magazine inserted (Item 2-1) but manually loaded each cartridge. The pistol functioned normally when test fired. Two cartridges from Item 2-2 with the headstamp "WIN 40 S&W" were utilized for test firing; cartridge cases and bullets were collected (Item 1-1-F). Additionally, two Laboratory-supplied cartridges were test fired; cartridges and bullets were collected (Item 1-1-E). One test-fired cartridge case was entered into the NIBIN database and searched against Region 1b, which includes Northern California. An investigator from your agency will be notified by ATF if any NIBIN Leads are located.

Possible blood was visible on the submitted magazine (Item 2-1), which was swabbed prior to handing (Item 2-1-A). The magazine had a large dent on the right side consistent with the gouge on the pistol's grip. The dent was holding the magazine follower in place at the marking for 9 cartridges.

Evidence: *(Outer package(s) are tape sealed unless otherwise stated)*

<u>Submission #</u>	<u>Other ID</u>	
1	1644-14	Springfield Armory pistol, model SA-XD-40, .40 S&W caliber, serial number [REDACTED]; cardboard box: One (1) unfired cartridge with headstamp "WIN 40 S&W"
1-1		Springfield Armory pistol, model SA-XD-40, .40 S&W caliber, serial number [REDACTED]
1-1-B		Dry patch from barrel of item 1-1
1-1-C		One swab of gold/yellow flakes on breech face of item 1-1
1-1-D		metal fragments from action of item 1-1
1-1-F		Test-fired bullets and cartridge cases from item 2-2
1-2		One (1) unfired cartridge with headstamp "WIN 40 S&W"
1-1-A		DNA Swabs from Springfield Armory pistol
1-1-A-1		Two swabs of item 1-1 slide release
1-1-A-2		Two swabs of item 1-1 slide grip
1-1-A-3		Two swabs of item 1-1 trigger



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1-1-A-4		Two swabs of item 1-1 grip
1-1-E		Test-fired bullets and cartridge cases
2	1644-14A	Magazine, Cardboard box: Eight (8) unfired cartridges with headstamp "WIN 40 S&W" and one (1) unfired cartridge with headstamp "R-P 40 S&W"
2-1		Magazine
2-2		Eight (8) unfired cartridges with headstamp "WIN 40 S&W" and one (1) unfired cartridge with headstamp "R-P 40 S&W" (two (2) cartridges with headstamp "WIN 40 S&W" removed for test-firing; collected as Item 1-1-F)
2-1-A		Two swabs of item 2-1

Disposition:

The evidence will be placed in Laboratory storage to be returned to the submitting agency. Test-fired cartridge cases and bullets (1-1-E) will be retained by the Laboratory.

Analyst:

Abby O'Rourke

Criminalist

Date: September 29, 2017

Technical Reviewer:

Donald Finley

Forensic Supervisor

Date: September 29, 2017

Administrative Reviewer:

Donald Finley

Forensic Supervisor

Date: September 29, 2017

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17-4614-3



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REPORT OF LABORATORY EXAMINATION

Laboratory No.:	17-4614-3	Agency:	Richmond Police Department
Issue Date:	10/3/2017	Agency Case No.:	17-12496
Service:	Function	Requested by:	Cubit, K
Request Date:	9/28/2017	Case Type:	Assault
Suspect(s):	None Listed	Complainant(s):	None Listed

Summary of Results:

Item 3-1 (Sgt. Decious' pistol):

I examined the pistol and found no unusual wear, damage, or alterations. The designed safeties and controls were functional. I test fired the pistol using three cartridges from **Item 3-4**. During test firing, the slide locked back after ejecting the first cartridge case with two cartridges still in the magazine. The pistol functioned normally for the subsequent test fires. Test-fires were collected and packaged as **Item 3-1-A**.

Item 5-1 (Officer Guzman's pistol):

I examined the pistol and found no unusual wear, damage, or alterations. The designed safeties and controls were functional. I test fired the pistol using three cartridges from **Item 5-4**. During test firing, the slide locked back after ejecting each cartridge case. Test-fires were collected and packaged as **Item 5-1-A**.

Item 7-1 (Officer Tagorda's pistol):

I examined the pistol and found no unusual wear, damage, or alterations. The designed safeties and controls were functional. I test fired the pistol using three cartridges from **Item 8-1**. The pistol functioned normally when test fired. Test-fires were collected and packaged as **Item 7-1-A**.

Item 9-1 (Officer Aagaard's rifle):

I examined the rifle and found no unusual wear, damage, or alterations. The designed safeties and controls were functional. I test fired the rifle using three cartridges from **Item 9-2-B**. The rifle functioned normally when test fired. Test-fires were collected and packaged as **Item 9-1-A**.

Item 12-1 (Officer Mendler's rifle):

I examined the rifle and found no unusual wear, damage, or alterations. The designed safeties and controls were functional. I test fired the rifle using three cartridges from **Item 12-3**. The rifle functioned normally when test fired. Test fires were collected and packaged as **Item 12-1-A**.

Evidence: (Outer package(s) are tape sealed unless otherwise stated)

<u>Submission #</u>	<u>Other ID</u>	
3	1644-2	Nighthawk Custom pistol, model 1911 GRP, serial number [REDACTED] Magazine; Manila envelope: [REDACTED] unfired cartridge with headstamp [REDACTED] [REDACTED]; Manila envelope: [REDACTED] unfired cartridges with headstamp [REDACTED]
3-1		Nighthawk Custom pistol, model 1911 GRP, serial number [REDACTED] from Sgt. Decious
3-2		Magazine
3-3		one (1) unfired cartridge with headstamp [REDACTED]

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- 3-4 [REDACTED] unfired cartridge with headstamp [REDACTED]
[REDACTED] cartridges with headstamp [REDACTED] removed
for test-fire; collected as Item 3-1-A)
- 4 1644-2A Manila envelope: Four manila envelopes each containing one magazine and
ten unfired cartridges
- 4-1 Magazine, [REDACTED] unfired cartridges with headstamp [REDACTED]
[REDACTED], [REDACTED] unfired cartridges with headstamp [REDACTED]
- 4-2 Magazine, [REDACTED] unfired cartridges with headstamp [REDACTED]
[REDACTED]
- 4-3 Magazine, [REDACTED] unfired cartridges with headstamp [REDACTED]
- 4-4 Magazine, [REDACTED] unfired cartridges with headstamp [REDACTED]
[REDACTED]
- 5 1644-4 Wilson Combat pistol, model CQB, 45 ACP caliber, serial number
[REDACTED]; Magazine; Manila envelope: [REDACTED] unfired cartridge with
headstamp [REDACTED] Manila envelope: [REDACTED] unfired
cartridges with headstamp [REDACTED]
- 5-1 Wilson Combat pistol, model CQB, 45 ACP caliber, serial number
[REDACTED] from Officer Guzman
- 5-2 Unloaded ammunition magazine from Wilson Combat pistol
- 5-3 [REDACTED] unfired cartridge with headstamp [REDACTED]
- 5-4 [REDACTED] unfired cartridges with headstamp [REDACTED]"
[REDACTED] cartridges with headstamp [REDACTED] removed
for test-fire; collected as Item 5-1-A)
- 6 1644-4A Three manila envelopes each containing one magazine and eight unfired
cartridges with headstamp [REDACTED]
- 6-1 Magazine [REDACTED] unfired cartridges with headstamp [REDACTED]
[REDACTED]
- 6-2 Magazine [REDACTED] unfired cartridges with headstamp [REDACTED]
[REDACTED]
- 6-3 Magazine [REDACTED] unfired cartridges with headstamp [REDACTED]
[REDACTED]
- 7 1644-3 Kimber pistol, model 1911 Custom TLE/RL 11, .45 Auto caliber, serial
number [REDACTED]; Magazine; Manila envelope: [REDACTED] unfired cartridge with
headstamp [REDACTED] [REDACTED] unfired cartridge with
headstamp [REDACTED]"
- 7-1 Kimber pistol, model 1911 Custom TLE/RL 11, .45 Auto caliber, serial
number [REDACTED] from Officer Tagorda
- 7-2 Magazine
- 7-3 [REDACTED] unfired cartridge with headstamp [REDACTED]
- 7-4 [REDACTED] unfired cartridge with headstamp [REDACTED]
- 8 1644-3A Three manila envelopes each containing one magazine and eight unfired
cartridges with headstamp [REDACTED]
- 8-1 Magazine [REDACTED] unfired cartridges with headstamp [REDACTED]
[REDACTED] cartridges with headstamp [REDACTED]
removed for test-fire; collected as Item 7-1-A)

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8-2		Magazine [REDACTED] unfired cartridges with headstamp [REDACTED]
8-3		Magazine, [REDACTED] unfired cartridges with headstamp [REDACTED]
9	1644-12	Colt rifle, model M4 Commando, 5.56 x 45 mm, serial number [REDACTED] Manila envelope: Magazine, manila envelope: [REDACTED] unfired cartridges; Manila envelope: One (1) Trijicon Acog Optic, serial number [REDACTED] Manila envelope: One (1) forward grip
9-1		Colt rifle, model M4 Commando, 5.56 x 45 mm, serial number [REDACTED] from Officer Aagaard (FPD)
9-2		Magazine; Manilla envelope: [REDACTED] unfired cartridges
9-2-A		Magazine
9-2-B		[REDACTED] unfired cartridges with headstamp [REDACTED] [REDACTED] cartridges with headstamp [REDACTED] removed for test-fire; collected as Item 9-1-A)
9-3		One (1) Trijicon Acog Optic, serial number [REDACTED]
9-4		One (1) Grip Pod Systems forward bipod grip
10	1644-12A	Magazine; manila envelope: [REDACTED] unfired cartridges
10-1		Magazine
10-2		[REDACTED] unfired cartridges with headstamp [REDACTED] [REDACTED]
11	1644-12B	[REDACTED] magazines; Three manila envelopes containing unfired cartridges
11-1		Magazine
11-2		[REDACTED] unfired cartridges with headstamp [REDACTED]
11-3		[REDACTED]
11-4		[REDACTED] unfired cartridges with headstamp [REDACTED]
11-5		Magazine
11-6		Thirty (30) unfired cartridges with headstamp [REDACTED]
12	1644-7	Colt rifle, model M4 Carbine, 5.56 x 45 mm caliber, serial number [REDACTED] Magazine; manila envelope: [REDACTED] unfired cartridges
12-1		Colt rifle, model M4 Carbine, 5.56 x 45 mm caliber, serial number [REDACTED] from Officer Mendler
12-2		Magazine
12-3		[REDACTED] unfired cartridges with headstamp [REDACTED] cartridges with headstamp [REDACTED] removed for test-fire; collected as Item 12-1-A)
12-4		Viking Tactical SPARC AR red dot sight
29		Test-fired cartridges and bullets
3-1-A		Test-fired bullets and cartridge cases
5-1-A		Test-fired bullets and cartridge cases
7-1-A		Test-fired bullets and cartridge cases
9-1-A		Test-fired bullets and cartridge cases
12-1-A		Test-fired bullets and cartridge cases

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Disposition:

The evidence along with the test-fired cartridge cases and bullets were placed in laboratory storage to be returned to the submitting agency.

Analyst:

Abby O'Rourke

Criminalist

Date: October 03, 2017

Technical Reviewer:

Donald Finley

Forensic Supervisor

Date: October 03, 2017

Administrative Reviewer:

Donald Finley

Forensic Supervisor

Date: October 03, 2017

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**Restricted****REPORT OF LABORATORY EXAMINATION**

Laboratory No.:	17-4614-4	Agency:	Richmond Police Department
Issue Date:	10/3/2017	Agency Case No.:	17-12496
Service:	Function	Requested by:	Cubit, K
Request Date:	9/28/2017	Case Type:	Assault
Suspect(s):	None Listed	Complainant(s):	None Listed

Summary of Results:**Item 13-1 (Officer Ricchiuto's pistol):**

I examined the pistol and found no unusual wear, damage, or alterations. The designed safeties and controls were functional. I test fired the pistol using three cartridges from Item 13-3, three unfired cartridges packaged with the firearm. The pistol functioned normally when test fired. The test fires were collected and packaged as Item 13-1-A.

Item 14-1 (Officer Pucci's pistol):

I examined the pistol and found no unusual wear, damage, or alterations. The designed safeties and controls were functional. I test fired the pistol using three cartridges from Item 14-2-B, ten unfired cartridges packaged with the firearm. The pistol functioned normally when test fired. The test fires were collected and packaged as Item 14-1-A.

Item 28-1 (Penn Arms launcher):

I examined the 40mm launcher and found no unusual wear, damage, or alterations. The designed safeties and controls were functional. I dry fired the launcher and it appeared to function as designed. The launcher was not test fired at this time per Lt. E. Smith.

Evidence: (Outer package(s) are tape sealed unless otherwise stated)

<u>Submission #</u>	<u>Other ID</u>	
13		Officer Ricchiuto's Glock pistol, model 17, 9mm Luger caliber, serial number [REDACTED] magazine, and four unfired cartridges
13-1		Glock pistol, model 17, 9mm Luger caliber, serial number [REDACTED] and magazine
13-2		one unfired [REDACTED] cartridge reportedly from the chamber
13-3		three unfired [REDACTED] cartridges reportedly from the magazine (all [REDACTED] used to test fire pistol and itemized as 13-1-A)
14	1644-9	Officer Pucci's Glock pistol, model 17, 9mm Luger caliber, serial number [REDACTED] magazines, and [REDACTED] unfired cartridges
14-1		Glock pistol, model 17Gen4, 9mm Luger caliber, serial number [REDACTED] and TLR-1 Streamlight
14-2		magazine and [REDACTED] unfired cartridges
14-2-A		magazine



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14-2-B ten unfired [REDACTED] cartridges [REDACTED] used for test firing and
itemized as 14-1-A)
14-3 magazine and [REDACTED] unfired cartridges
14-3-A magazine
14-3-B 18 unfired [REDACTED] cartridges
15 1644-9A magazine and [REDACTED] rounds
15-1 magazine
15-2 [REDACTED] unfired [REDACTED] cartridges
28 1644-13 Penn Arms launcher, model GL1-40-C, 40mm, serial number [REDACTED]
unfired [REDACTED], [REDACTED]
28-1 Penn Arms launcher, model GL1-40-C, 40mm, serial number [REDACTED]
28-2 [REDACTED] cartridges
28-3 [REDACTED] rounds
30 test-fired cartridge cases and bullets
13-1-A three test-fired bullets and cartridges (used item 13-3 ammunition)
14-1-A three test-fired bullets and cartridge cases (used item 14-2-B ammunition)

Disposition:

All of the evidence, including test fires, was placed into laboratory storage to be returned to Richmond P.D.

Analyst:

D. Finley

Donald Finley
Forensic Supervisor

Date: October 03, 2017

Technical Reviewer:

E. R. Collins

Eric R. Collins
Criminalist

Date: October 03, 2017

Administrative Reviewer:

E. R. Collins

Eric R. Collins
Criminalist

Date: October 03, 2017

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REPORT OF LABORATORY EXAMINATION

Laboratory No.:	17-4614-6	Agency:	Richmond Police Department
Issue Date:	10/3/2017	Agency Case No.:	17-12496
Service:	Function	Requested by:	Cubit, K
Request Date:	9/28/2017	Case Type:	Assault
Suspect(s):	None Listed	Complainant(s):	None Listed

Summary of Results:

All submitted firearms functioned properly.

Evidence: (Outer package(s) are tape sealed unless otherwise stated)

Submission #	Other ID	Description
16	1644-8	Officer Raftery's Colt rifle; empty magazine; [redacted] unfired cartridges headstamped [redacted]; one [redacted] sight & one tactical light
16-1		Officer Raftery's Colt rifle, model M4 Carbine, 5.56 NATO caliber, serial number [redacted]
16-2		One magazine and [redacted] unfired cartridges
16-2-A		One empty [redacted] magazine
16-2-B		[redacted] unfired cartridges headstamped [redacted] [redacted] removed from magazine, [redacted] removed from chamber)
16-3		[redacted] sight and one TLR-1 HPL tactical light
17	1644-8A	One empty magazine and [redacted] unfired cartridges headstamped [redacted]
18	1644-6	Officer Diaz's Colt rifle; empty magazine; [redacted] unfired cartridges headstamped [redacted]; handguards with tactical light attached; one EOTech holographic sight
18-1		Officer Diaz's Colt rifle, M16A2 Commando model, 5.56 NATO caliber, [redacted] serial number
18-2		One magazine and [redacted] unfired cartridges
18-2-A		One empty [redacted] magazine
18-2-B		[redacted] unfired cartridges headstamped [redacted]
18-3		One [redacted] sight
19	1644-11	Officer Sehr's Colt rifle; empty magazine; [redacted] unfired cartridges headstamped [redacted]; one [redacted] scope
19-1		Officer Sehr's Colt rifle, M4 Commando model, 5.56 NATO caliber, serial number [redacted]
19-2		One magazine and [redacted] unfired cartridges
19-2-A		One empty [redacted] magazine
19-2-B		[redacted] unfired cartridges headstamped [redacted] [redacted] from magazine; [redacted] from chamber)
19-3		One [redacted] scope

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20	1644-11A	empty magazines and unfired cartridges headstamped
31		Test fired bullets and cartridge cases from officers' rifles
16-1-A		Test-fired bullets and cartridge cases
18-1-A		Test-fired bullets and cartridge cases
19-1-A		Test-fired bullets and cartridge cases

Examination Results and Conclusions:

Item 16 (Officer Raftery's rifle):

I examined the rifle and found no unusual wear, damage, or alterations. The designed safeties and controls were functional. I test fired the pistol using three cartridges from **Item 16-2-B**. The pistol functioned normally when test fired. Test-fires were collected and packaged as **Item 16-1-A**.

The rifle was packaged with one empty round capacity magazine unfired cartridges were reportedly removed from the magazine and one unfired cartridge was reportedly removed from the chamber. Officer Raftery's spare magazine and ammunition was packaged separately (**Item 17**). This empty round capacity magazine was submitted with unfired cartridges, all reportedly removed from the magazine.

Item 18 (Officer Diaz's rifle):

I examined the rifle and found no unusual wear, damage, or alterations. The designed safeties and controls were functional. I test fired the pistol using three cartridges from **Item 18-2-B**. The pistol functioned normally when test fired. Test-fires were collected and packaged as **Item 18-1-A**.

The rifle was packaged with one empty round capacity magazine unfired cartridges were reportedly removed from the rifle; however, there was no indication if one of those cartridges was removed from the chamber.

Item 19 (Officer Sehr's rifle):

I examined the rifle and found no unusual wear, damage, or alterations. The designed safeties and controls were functional. I test fired the pistol using three cartridges from **Item 19-2-B**. The pistol functioned normally when test fired. Test-fires were collected and packaged as **Item 19-1-A**.

The rifle was packaged with one empty round capacity magazine unfired cartridges were reportedly removed from the magazine and one unfired cartridge was reportedly removed from the chamber. Officer Sehr's spare magazines and ammunition was packaged separately (**Item 20**). Item 20 contained three empty round capacity magazines and unfired cartridges, all reportedly removed from the magazines.

Disposition:

The evidence will be placed in laboratory storage to be returned to the submitting agency.

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10/3/2017

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Analyst:

Jennifer Mertz

Criminalist

Date: October 03, 2017

Technical Reviewer:

Donald Finley

Forensic Supervisor

Date: October 03, 2017

Administrative Reviewer:

Donald Finley

Forensic Supervisor

Date: October 03, 2017

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REPORT OF LABORATORY EXAMINATION

Laboratory No.:	17-4614-5	Agency:	Richmond Police Department
Issue Date:	10/3/2017	Agency Case No.:	17-12496
Service:	Function	Requested by:	Cubit, K
Request Date:	9/28/2017	Case Type:	Assault
Suspect(s):	None Listed	Complainant(s):	None Listed

Summary of Results:

Item 21-1, the Accuracy International rifle, was examined. The rifle was test fired using [REDACTED] cartridges of 308 Winchester ammunition from **Item 21-3** using the submitted magazine (**Item 21-2**). The rifle functioned normally when test fired. The test-fired bullets and cartridge cases were collected and packaged as **Item 21-1-A**. No unusual wear or damage was observed to the rifle.

Item 22-1, the Remington shotgun, was examined. The shotgun was test fired using [REDACTED] 12 Gauge primed shotshells with the gunpowder and shot pellets removed. The shotgun functioned normally when test fired. The test-fired primed shotshells were collected and packaged as **Item 22-1-A**. No unusual wear or damage was observed to the shotgun.

Item 23-1, the Colt rifle, was examined. The pistol was test fired using [REDACTED] cartridges of 223 Remington ammunition from **Item 23-2** using the submitted magazine from the same item. The rifle functioned normally when test fired. The test-fired bullets and cartridge cases were collected and packaged as **Item 23-1-A**. No unusual wear or damage was observed to the rifle.

Items 24 through 27, the additional ammunition magazines and 223 Remington caliber ammunition, were not examined.

Evidence: (Outer package(s) are tape sealed unless otherwise stated)

<u>Submission #</u>	<u>Other ID</u>	
21	1644-13	Accuracy International rifle, ammunition magazine, and unfired cartridges
21-1		Accuracy International rifle, model AT308, 308 Winchester caliber, serial number [REDACTED]
21-2		Ammunition magazine (empty)
21-3		Nine unfired cartridges with headstamp [REDACTED] (Three used for test firing and designated as Item 21-1-A)
22	1644-5	Remington shotgun and unfired shotshells
22-1		Remington shotgun, model 870 Police Magnum, 12 Gauge, serial number [REDACTED]
22-2		[REDACTED] unfired shotshells, both with headstamp [REDACTED]
23	1644-10	Colt AR-type rifle, ammunition magazine, unfired cartridges, and sighting system
23-1		Colt AR-type rifle, model M4 Commando, 5.56x45mm NATO caliber, serial number [REDACTED]

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23-2 [REDACTED] empty box-type ammunition magazine and [REDACTED] unfired cartridges, all with headstamp [REDACTED] (three cartridges used for test firing and designated as Item 23-1-A)

23-3 [REDACTED] sight

24 1644-10A One empty box-type ammunition magazine and [REDACTED] unfired cartridges, all with headstamp [REDACTED]

25 1644-10B One empty box-type ammunition magazine and [REDACTED] unfired cartridges, all with headstamp [REDACTED]

26 1644-10C One empty box-type ammunition magazine and [REDACTED] unfired cartridges, all with headstamp [REDACTED]

27 1644-10D One empty box-type ammunition magazine and [REDACTED] unfired cartridges, all with headstamp [REDACTED]

32 Test-fired ammunition components from Items 21-1, 22-1, and 23-1

21-1-A Test-fired cartridge cases and bullets (created using [REDACTED] cartridges from Item 21-3)

22-1-A [REDACTED] test-fired shotshell primers (prepared for function testing only)

23-1-A Test-fired cartridge cases and bullets (created using three cartridges from Item 23-2)

Disposition:

All the evidence, including the test-fired ammunition components from each firearm, will be returned to the requesting agency.

Analyst:

Eric R. Collins
Criminalist

Date: October 03, 2017

Technical Reviewer:

Donald Finley
Forensic Supervisor

Date: October 03, 2017

Administrative Reviewer:

Donald Finley
Forensic Supervisor

Date: October 03, 2017

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