

STATE OF INDIANA

COUNTY OF MONROE

STATE OF INDIANA V MALCOLM BRYAN WADE

CAUSE NO. 53C02-1411-F3-001042

Before the HONORABLE MARC R. KELLAMS

JUDGE, Monroe Circuit Court II

ON August 3, 2016

Daubert hearing on TrueAllele analysis of DNA mixture data

State's expert witness:

Dr. Mark Perlin of Cybergenetics (Pittsburgh, PA)

Defendant's expert witness:

Dr. Karl Reich of Independent Forensics (Lombard, IL)

THE COURT: Other jurisdictions have accepted this methodology. Nothing seems to be failsafe in science, but

at least [TrueAllele] has been used and evaluated. It's been admitted in other hearings in other cases. There are studies, whether we want to technically call them validation studies or not. I think that the question really relies upon whether or not the Jury is willing to accept the information, not whether it's sufficiently reliable for its admissibility into Court. So I'm going to find for, just as a matter of law for this case, that the TrueAllele information and data [are] admissible for the purposes of this trial. Of course, both parties can call their witnesses to testify in front of the Jury, and let them make the final determination [of] whether or not they accept any or all of it.