

1 jury hasn't seen, each one of these evidence
2 items were in a sealed bag; is that right?

3 A. Yes. Lieutenant Lenk had -- was in charge of
4 putting everything inside the bags, so they were
5 secured, each individual piece. Those items were
6 then taken out to the squad and turned over to me
7 to be taken to the sheriff's department.

8 Q. All right. Sergeant Tyson, I'm going to direct
9 your attention -- this is a little bit out of
10 order, but since it's next on my photo list,
11 that's where I'm going. On April 3rd of 2006,
12 were you asked to make contact with Teresa
13 Halbach's RAV4 vehicle?

14 A. Yes.

15 Q. Can you tell the jury the purpose of that
16 contact, please.

17 A. Sure. Investigator Wiegert and Agent Fassbender
18 requested that Deputy Hawkins and myself go out
19 to where Teresa's vehicle was. They wished for
20 us to do DNA swabs of the driver's door, the
21 passenger door. They wanted a swab done of the
22 hood latch to the vehicle, as well as the battery
23 cables under the hood.

24 Q. All right. And DNA swabs, what exactly is that;
25 what are you talking about?

1 A. Pretty much the same as swabbing for blood, only
2 you can't see anything. You are looking for any
3 type of DNA, be it skin cells, or any kind of
4 sweat, you know, anything that's DNA.

5 So what we're doing is kind of the same
6 procedure. We're taking distilled water,
7 dropping it on the end of the cotton swabs. And
8 you just swab the area to hopefully pick up DNA,
9 if it's there.

10 Q. Okay. We're going to hear from the analyst that
11 is on the other side of that process, but did
12 you, in fact, do that on the 3rd of April?

13 A. Yes.

14 Q. We're going to have Investigator Wiegert have
15 marked, actually, a package. I'm not going to
16 have it opened, but we'll have the package
17 marked.

18 (Exhibit No. 205 marked for identification.)

19 ATTORNEY KRATZ: What's the number?

20 INVESTIGATOR WIEGERT: 205.

21 Q. (By Attorney Kratz)~ He's going to hand you
22 Exhibit No. 205, can you tell us what that is,
23 please.

24 A. Number 205 is the actual swab containing possible
25 DNA evidence that was taken from the hood latch

1 of Teresa Halbach's vehicle on April 3rd.

2 Q. Can you tell us where a hood latch is, especially

3 on a RAV4?

4 A. It's right underneath the hood itself. You pop

5 the hood latch thing inside and you have to undo

6 it.

7 Q. Pop the hood latch thing inside, that sounds like

8 a law enforcement term. What are talking about?

9 A. You have to go inside the vehicle to release the

10 hood latch so you can get in to manipulate the

11 actual hood latch lever to get the hood open.

12 Q. I'm going to show you Exhibit No. 191; tell us

13 what we're looking at here.

14 A. Looks like the front of Teresa Halbach's vehicle.

15 Q. And 192 is a close up of something; what is that?

16 A. The hood latch.

17 Q. And using your laser pointer, can you tell the

18 jury what you did on April 3rd with exhibit -- or

19 what's depicted on Exhibit 192.

20 A. Sure. This area right here would be the

21 releasing mechanism for the hood latch. So what

22 I had done is took my swab, placed some distilled

23 water on it, and I swabbed the front and back of

24 this piece right here.

25 Q. Now, to get at that particular release lever or

1 that latch, how do you do that?

2 A. You had to go into the vehicle, pull the release.

3 And once the hood goes up a little bit, you are

4 able to get in there and make the hood go up.

5 Q. To get in where?

6 A. To that area.

7 Q. Do you have to reach inside of something?

8 A. Yes, you have to go in between the hood and the

9 frame to release the lever and make the hood go

10 up.

11 Q. What time did you finish your search

12 of Mr. Avery's trailer?

13 A. On November 5th?

14 Q. Yes, I'm sorry?

15 A. 10:05 p.m.

16 Q. And after 10:05 p.m., then, were you given any

17 further responsibilities at the Avery salvage

18 property?

19 A. After I cleared, we went back to the command

20 center. I off loaded all the evidence that was

21 seized out of Steven's trailer, secured it into

22 my squad car, made contact with Agent Fassbender

23 and Investigator Wiegert, and told to transport

24 it back to the sheriff's department and to be

25 back at the scene the next morning for further