# REPLY TO ATTENTION OF

### DEPARTMENT OF THE ARMY

FORENSIC TOXICOLOGY DRUG TESTING LABORATORY
1 JARRETT WHITE ROAD, BLDG 40
ATTN: MCHK-FT
TRIPLER AMC HI 96859-5000

MCHK-FT (40)

20 August 2012

MEMORANDUM FOR CPT Alex Kwon, Trial Counsel, 62<sup>nd</sup> Med BDE/MAMC/WTB, Joint Base Lewis-McChord

SUBJECT: Laboratory Information Regarding Supplemental Request for Discovery, 13 August 2012, in United States v. MAJ Eric B. Smith

1. The Tripler Forensic Toxicology Drug Testing Laboratory (FTDTL) provides the following information in regards to the Request for Discovery, 13 August 2012, in United States v. MAJ Eric B. Smith, using the paragraph identifiers in said document.

### 1.b.

The FTDTL maintains DOD certification to conduct urine drug testing of Service Member specimens in accordance with (IAW) paragraph E1.11, DoD Instruction 1010.16, "Technical Procedures for the Military Personnel Drug Abuse Testing Program," December 9, 1994 (DoDI 1010.16). Find attached most recent Certification Document, Inspection Report, Open Proficiency Report, and Blind Proficiency Report.

# 1.c.(1-4)

Find attached the FTDTL Standard Operating Procedures (SOP) for each of the production sections (Specimen Processing, Screening, GCMS, Extractions, LCO) as well as for the Quality Assurance and Quality Control sections.

# 1.c.(5)

Find attached FTDTL floor plan, with functional areas identified.

# 1.c.(6)

Find attached FTDTL Monthly Report cover sheet for August 2011 indicating staffing.

# 1.c.(7)

FTDTL maintains training records for every production employee. These records are voluminous and are available for review at the FTDTL after prior co-ordination of the visit.

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1.c.(8)

The scope and schedule of external audits are delineated in paragraph 3.3 of the "Standard Operating Procedures Manual for Processing and Testing Urine Specimens at Department of Defense Certified Forensic Drug Testing Laboratories," January 1, 2004 (Joint SOP, attached) while internal audits are described in the QA SOP.

1.c.(9)

Find attached the QA Audits 11 and Inspection Reports 11, which represent the internal and external audits for the six months before and after the specimen result reporting.

1.c.(10)

Find attached the FTDTL Capital Equipment records.

1.c.(11)

See response to 1.c.(1-4).

1.c.(12)

Find attached the Freezer Storage Temperature Log. All other requested information can be found in the previously provided laboratory documentation packet.

1.c.(13)

See response to 1.c.(7).

1.c.(14)

Internal proficiency is documented for every sample batch analysis in terms of open and blind control samples; this information is voluminous and is available for review at the FTDTL after prior co-ordination of the visit. Note that only three years worth of data is available; older data is destroyed IAW paragraph 15.7, Joint SOP. External proficiency reports for the six months before and after the specimen result reporting are attached as Proficiency 11.

1.c.(15)

See response to 1.c.(7); FTDTL will arrange for concurrent review of the appropriate personnel files at the Tripler Army Medical Center.

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1.c.(16)

Reports for the specimen of interest can be found in the previously provided laboratory documentation packet.

1.c.(17)

JAG can produce all such records in the form of email communication with FTDTL.

1.c.(18)

Gloves were utilized IAW FTDTL SOP.

1.c.(19)

See response to 1.c.(12).

1.d.(1)

Method validation records are voluminous and are available for review at the FTDTL after prior co-ordination of the visit.

1.d.(2-6)

Reports for the specimen of interest can be found in the previously provided laboratory documentation packet.

1.d.(7-10, 12)

Reagent and control material records are voluminous and are available for review at the FTDTL after prior co-ordination of the visit. Procedures are found in the QC SOP.

1.d.(11)

Find attached Instrument Maintenance Records.

1.d.(13)

Find attached Levey-Jennings Charts.

1.d.(14)

Reports for the specimen of interest can be found in the previously provided laboratory documentation packet. The electronic data requested is extensive, that is hundreds of MB, and

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can only be accessed using proprietary software, namely Oracle and ChemStation. Both the software and data can be viewed at the FTDTL after prior co-ordination of the visit.

1.d.(15)

Reports for the batches containing the specimen of interest can be found in the previously provided laboratory documentation packet.

1.d.(16)

Find attached Calibration Records.

1.d.(17)

Find attached Non-Conforming Event reports for the six months before and after the specimen result reporting.

1.d.(18)

Information is found in the QA Audits 11.

1.d.(19)

Testing is conducted within a building having appropriate environmental conditions for human occupation.

1.d.(20)

Reports for the batches containing the specimen of interest can be found in the previously provided laboratory documentation packet.

1.e

The FTDTL maintains all specimens IAW the Joint SOP. FTDTL will honor all requests received IAW paragraphs 16-17, Joint SOP for additional testing.

2. POC is the undersigned at (808) 433-5176.

DANIEL A. NICHOLS

Daniel a Muhal

MAJ, MS

Commanding

Attachments