

COMMONWEALTH OF KENTUCKY
27TH JUDICIAL CIRCUIT
LAUREL CIRCUIT COURT
INDICTMENT NO. 89-CR-0024

RONNIE LEE BOWLING

MOVANT

VS.

MOTION TO SUPPLEMENT

COMMONWEALTH OF KENTUCKY

RESPONDENT

* * * * *

Comes, Movant, by counsel, and hereby requests the ability to supplement the record with the attached press release from the Federal Bureau of Investigations (FBI). On September 1, 2005, the FBI announced that they would no longer be conducting comparative bullet lead analysis (CBLA), a process that they had been doing since the "early 1980's." Release, ¶ 1. This was a direct consequence of the National Research Council's (NRC) review of the field. *Id.*, ¶ 2. Although the FBI does not disavow previous testing, the FBI did say that the significant reason for discontinuing future testing was that "neither scientists nor bullet lead manufacturers are able to definitively attest to the significance of an association made between bullets in the course of a bullet lead examination." *Id.*, ¶ 5. The release then noted the lack of "relative probative value" of CBLA results. *Id.*

The issuance of the press release, in and of itself, would be an event that would qualify Movant for the relief he has previously requested under CR 60.02(f), CR 60.02(b) and RCr 10.02/10.06. Movant thus asserts that the FBI's release of this release gives this Court an alternate basis for jurisdiction over his previously tendered claims.

The FBI also announced that they would be sending letters to the agencies that have