

## **EXHIBIT 4**

Notice of Compliance, Report of Chain of Custody and Certificate of Compliance, Report of Drug Property Collected Purchased or Seized, Laboratory Analysis Comparison Report, Forensic Chemist Worksheet, notes, and test results (all of which were filed and served upon Plaintiff prior to his criminal trial)

SUPERIOR COURT OF THE DISTRICT OF COLUMBIA  
CRIMINAL DIVISION - FELONY BRANCH

UNITED STATES OF AMERICA \* CRIMINAL NO. F-9926-89  
v. \* JUDGE WERTHEIM  
MELVIN A. JOHNSON \* TRIAL DATE: February 26, 1990

NOTICE OF COMPLIANCE PURSUANT TO 33 D.C. CODE §556

The United States of America, by its attorney, the United States Attorney for the District of Columbia, herewith is serving upon the defense and filing with the Court copies of the official reports of chain of custody and of analysis of a controlled substance relevant to this case, together with a certificate of legal custody. The Government thus has complied with the provisions of 33 D.C. Code §556 and accordingly intends to offer those reports into evidence at trial.

-Should the defense elect to subpoena the chemist for examination, as provided for in 33 D.C. Code §556, we respectfully request that they follow these procedures:

1. All subpoenas must contain the relevant DEA Laboratory Number(s). All reports and files are stored by reference to this number and a chemist is unable to testify about any given case without it.

2. To avoid possible scheduling conflicts, it is imperative that subpoena be received by the DEA Laboratory as far in advance of the trial date as possible. Chemists may be unable to respond to belated subpoenas because of other court appearance, previously scheduled leave or training periods, etc.

3. Pursuant to a long-standing arrangement, chemists under subpoena for a particular day are available on one half hour call. This procedure avoids needless waste of their time. It will be assumed that any subpoena served on a chemist places him or her on one half hour call at 275-6478.

4. The normal work day for most of the chemists at the DEA laboratory ends before 5:00 p.m. Thus it is essential to notify a chemist before 3:00 p.m. if he or she will be needed later that afternoon, in order that the chemist can plan to stay and make alternative transportation plans for going home. Again, all chemists may be contacted by telephone at 275-6478.

5. Similarly it is essential to keep the chemist apprised if a trial carries over beyond its scheduled date on the subpoena. Every chemist receives an average of 2-3 subpoenas for each day and often more. Unless he or she is informed otherwise, a chemist will properly assume that a subpoena has lapsed if the scheduled trial date passes with no word from the party who issued the subpoena.

Respectfully submitted,

JAY B. STEPHENS  
UNITED STATES ATTORNEY

*Andrew D. Klingenstein*  
ANDREW D. KLINGENSTEIN  
ASSISTANT UNITED STATES ATTORNEY

U. S. Department of Justice

Drug Enforcement Administration

Mid-Atlantic Field Laboratory

441 New York Avenue, NW

Washington, D. C. 20512-0001

REPORT OF CHAIN OF CUSTODY AND CERTIFICATE OF  
COMPLIANCE PURSUANT TO 33 D.C. CODE SECTION 556

RE: Lab. No. BM 125

I hereby certify that I am a chemist employed by the United States Department of Justice, Drug Enforcement Administration and that I am charged with an official duty to perform analyses of suspected controlled substances.

All suspected controlled substances which are received by the Drug Enforcement Administration for analysis arrive in sealed containers to which has been affixed a label bearing a unique Drug Enforcement Administration Laboratory Number. When I first received the container bearing the label with the Laboratory Number set out above, I inspected the container and verified that it was still in a sealed condition and properly analyzed its contents for the presence of controlled substances by reliable analytical methods. (If there were smaller containers inside the original sealed container which I opened, I may have copied the Laboratory Number from the label on the original sealed container onto those smaller containers inside.)

The analysis which I conducted was accomplished safeguarding the chain of custody of the substance being analyzed. The results of my analysis are accurately set forth on the attached official report, DEA Form-7, which also bears the DEA Laboratory Number set out above. After I completed my analysis, I placed the original sealed container which I have received and all of its contents (except for the substance(s) consumed or removed during analysis), and only those materials, into a container which I then sealed in such a manner that any tampering with the container would be readily evident.

Thereafter that officially sealed container bearing the above Laboratory Number was returned to the evidence vault for proper storage by authorized personnel.

I further certify that this is the official report of chain of custody of the evidence bearing the above Laboratory Number while it was in my possession and that I am the officer having legal custody of this report and of the attached official report of analysis, DEA Form-7, relating to this Laboratory Number.

Chris C. Lamb  
Forensic Chemist

Subscribed to and sworn/affirmed before me this 20<sup>th</sup> day of  
Dec., 19 89.

[Signature]  
Notary Public

My Commission Expires August 31, 1992

My commission expires \_\_\_\_\_

REPORT OF DRUG PROPERTY COLLECTED, PURCHASED OR SEIZED

1. HOW OBTAINED (Check)  Lab. Seizure  Money Flashed  Purchase  Seizure  Free Sample  Compliance Sample (Non-Criminal)  Other (Specify)

2. FILE NO. 480-918 3. G. DEP IDENTIFIER FELONY

4. FILE TITLE JOHNSON, MELVIN ANTHONY

5a. WHERE OBTAINED (City, State/Country) 1000blk 2nd ST S.E. WASH D.C. 5b. DATE OBTAINED 8-22-89

6a. REFERRING AGENCY (Name) MPDC 6b. REFERRAL No.  Case No. OR  Seizure No.

7. DATE PREPARED 8-22-89 8. OFFICE SUBUNIT 1-D VDCE

9. Exhibit No.	10. FOIN (8 characters)	11. ALLEGED DRUGS	12. MARKS OR LABELS (Describe fully)	APPROX. GROSS QUANTITY		15. Purchase Cost
				13. Seized	14. Submitted	
1	J07169	heroin	powder	9	9	0
2	J07170	cocaine	crack	1	1	0

16. WAS ORIGINAL CONTAINER SUBMITTED SEPARATE FROM DRUG?  NO (Included above)  YES (If Yes, enter exhibit no. and describe original container fully)

REMARKS: ON the above date the file title was observed about to put a packet of white powder in unidentified blk females hand. ~~The~~ The file title observed the police and tried to hide the packet in his hand. The file title was stopped and the plastic packet was recovered and field tested and produced a positive color reaction for heroin. The file title was placed under arrest and incidental to arrest exhibit 1 (which the original packet is a part of) was recovered, a with exhibit #2. Which was field tested and produced a positive color for cocaine.  
Prop bk 186, PAGE 91 PCNO# 81962

17. SUBMITTED BY SPECIAL AGENT (Signature) *[Signature]* 18. APPROVED BY (Signature & Title) *[Signature]*

LABORATORY EVIDENCE RECEIPT REPORT

19. No. PACK AGES 20. RECEIVED FROM (Signature & Date) *[Signature]* 8-23-89

22. SEAL  Broken  Unbroken 23. RECEIVED BY (Signature & Date) *[Signature]* 8-23-89

LABORATORY ANALYSIS/COMPARISON REPORT

25. ANALYSIS SUMMARY AND REMARKS

26. Exhibit No.	27. Lab. No.	28. ACTIVE DRUG INGREDIENT (Established or Common Name)	WEIGHT PER UNIT ANALYZED			32. TOTAL NET	33. RESERVE
			29. Strength	30. Measure	31. Unit		
34. ANALYST (Signature)			35. TITLE			36. DATE COMPLETED	
37. APPROVED BY			38. TITLE			39. LAB. LOCATION	

Read instructions on reverse before completing.

REPORT OF DRUG PROPERTY COLLECTED, PURCHASED OR SEIZED

Purchase  Seizure  Free Sample  
 Money Flashed  Compliance Sample (Non-Criminal)

2. FILE NO.  
480-918

3. G-DEP IDENTIFIER  
FELONY

4. FILE TITLE  
JOHNSON, MELVIN ANTHONY

5a. DATE OBTAINED  
8-22-89

5b. REFERRAL  
 Case No. OR  Seizure No.

7. DATE PREPARED  
8-22-89

8. OFFICE SUBUNIT  
1-D VICE

10. FDIN (8 characters)	11. ALLEGED DRUGS	12. MARKS OR LABELS (Describe fully)	APPROX. GROSS QUANTITY		15. Pur C
			13. Seized	14. Submitted	
	heroin	powder	9	9	
	cocaine	crack	1	1	

16. WAS ORIGINAL CONTAINER SUBMITTED SEPARATE FROM DRUG?  NO (Included above)  YES (If Yes, enter exhibit no. and describe original container fully)

REMARKS: ON the above date the file title was observed about to put a packet of white powder unidentified blk females hand. The file title observed the police and tried to hide packet in his hand. The file title was stopped and the plastic packet was recovered and tested and produced a positive color reaction for heroin. The file title was placed under and incidental to arrest exhibit 1 (which the original packet is a part of) was recovered with exhibit #2. Which was field tested and produced a positive color for cocaine. Prop bk 186, PAGE 91 PCNO 2962

17. SUBMITTED BY SPECIAL AGENT (Signature)  
*[Signature]*

18. APPROVED BY (Signature & Title)  
*[Signature]*

LABORATORY EVIDENCE RECEIPT REPORT

19. No. PACKAGES

20. RECEIVED FROM (Signature & Date)  
*[Signature]* 8-23-89

22. SEAL  Broken  Unbroken

23. RECEIVED BY (Signature & Date)  
*[Signature]* 8-23-89

LABORATORY ANALYSIS/COMPARISON REPORT

25. ANALYSIS SUMMARY AND REMARKS

Exh. Amt. Rec'd:  
1 0.701g  
2 0.117g

Analysis Summary  
9 small blue ziplock bags of white powder found to contain heroin & quinine  
1 small, colorless ziplock bag of chunky material found to contain cocaine base

26. Exhibit No.	27. Lab. No.	28. ACTIVE DRUG INGREDIENT (Established or Common Name)	WEIGHT PER UNIT ANALYZED			32. TOTAL NET	33. RESER.
			29. Strength	30. Measure	31. Unit		
1	BM 125	Heroin (Calc as hydrochloride)	29	7		0.203g	0.455g
2	BM 125	Cocaine base	90	7		0.105g	none

34. ANALYST (Signature)  
*[Signature]*

35. TITLE  
Forensic Chemist  
38. TITLE  
Laboratory Chief

36. DATE COMPLETED  
12-18-89  
39. LAB. LOCATION  
Wash D.C.

REPORT OF DRUG PROPERTY COLLECTED, PURCHASED OR SEIZED

1. HOW OBTAINED (Check) <input type="checkbox"/> Purchase <input checked="" type="checkbox"/> Seizure <input type="checkbox"/> Free Sample <input type="checkbox"/> Lab. Seizure <input type="checkbox"/> Money-Flashed <input type="checkbox"/> Compliance Sample (Non-Criminal) <input type="checkbox"/> Other (Specify)		2. FILE NO. 480-918	3. G-DEP IDENTIFIER FELONY
5a. WHERE OBTAINED (City, State/Country) 1000blk 2nd ST S.E. WASH D.C.		4. FILE TITLE JOHNSON, MELVIN ANTHONY	
5b. DATE OBTAINED 8-22-89		7. DATE PREPARED 8-22-89	8. OFFICE SUBUNIT I-D VICE
6a. REFERRING AGENCY (Name) MPDC		6b. REFERRAL <input type="checkbox"/> Case No. OR <input type="checkbox"/> Seizure No. No.	

9. Exhibit No.	10. FDIN (8 characters)	11. ALLEGED DRUGS	12. MARKS OR LABELS (Describe fully)	APPROX. GROSS QUANTITY		15. Purchase Cost
				13. Seized	14. Submitted	
1		heroin	powder	9	9	0
2		cocaine	crack	1	1	0

16. WAS ORIGINAL CONTAINER SUBMITTED SEPARATE FROM DRUG?  NO (Included above)  YES (If Yes, enter exhibit no. and describe original container fully)

REMARKS: ON the above date the file title was observed about to put a packet of white powder in a unidentified blk females hand. The file title observed the police and tried to hide the packet in his hand. The file title was stopped and the plastic packet was recovered and field tested and produced a positive color reaction for heroin. The file title was placed under arre and incidental to arrest exhibit 1 (which the original packet is a part of) was recovered, also with exhibit #2. Which was field tested and produced a positive color for cocaine. Prop bk 186, PAGE 91 PCNOF 2/16/89

17. SUBMITTED BY SPECIAL AGENT (Signature) *[Signature]* 18. APPROVED BY (Signature & Title) *[Signature]*

LABORATORY EVIDENCE RECEIPT REPORT

19. No. PACKAGES 20. RECEIVED FROM (Signature & Date) *[Signature]* 8-23-89  
 22. SEAL  Broken  Unbroken 23. RECEIVED BY (Signature & Date) *[Signature]* 8-23-89 24. TITLE

LABORATORY ANALYSIS/COMPARISON REPORT

25. ANALYSIS SUMMARY AND REMARKS

Exh.	Amt. Rec'd:	Analysis Summary
1	0.701g	9-small blue ziplock bags of white powder found to contain heroin & quinine
2	0.117g	1 small, colorless ziplock bag of chunky material found to contain cocaine base

26. Exhibit No.	27. Lab. No.	28. ACTIVE DRUG INGREDIENT (Established or Common Name)	WEIGHT PER UNIT ANALYZED			32. TOTAL NET	33. RESERVE
			29. Strength	30. Measure	31. Unit		
1	BM 125	Heroin (Calc as hydrochloride)	29	%		0.203g	0.453g
2	BM 125	Cocaine base	90	%		0.105g	none

34. ANALYST (Signature) *[Signature]* 35. TITLE *[Signature]* 36. DATE COMPLETED 12-18-89  
 37. APPROVED BY *[Signature]* 38. TITLE Forensic Chemist 39. LAB. LOCATION Wash. D.C.  
 Paul De Zan *[Signature]* Laboratory Chief

**FORENSIC CHEMIST WORKSHEET**

<b>1. From</b> Leonard	<b>RECEIVED</b> <b>2. Date</b> 12-14-89	<b>3. SEALS</b> <input checked="" type="checkbox"/> Intact <input type="checkbox"/> Broken <input type="checkbox"/> None	<b>4. FILE NO. / EXHIBIT NO. / LAB. NO.</b> BM125
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**5. DESCRIPTION OF EVIDENCE**  
 1 HSEE (sealed & intact) cont 1 red rubber band and 9 blue sm ziplock bags of white powder and 2-1 sm ziplock bag of chunky material

**6. SUMMARY OF FINDINGS**

#	amt rec'd	description
1	0.701g	9 small, blue ziplock bags of white powder found to contain heroin and guanine.
2	0.117g	1 small, colorless ziplock bag of chunky material found to contain cocaine base

7. EXH. NO.	8. LAB. NO.	9. ACTIVE DRUG INGREDIENT	10. QUANTITATIVE RESULTS	11. TOTAL NET	12. RESERVE
1	BM125	heroin (calc as HCl)	29%	0.203g	0.455g
2	BM125	cocaine base	90%	0.105g	0g

**13. RESERVE EVIDENCE**  
 HS in ziplocks, HS in new HSEE, RTU

<b>14. FORENSIC CHEMIST'S SIGNATURE</b> <i>Chris C Lamb</i>	<b>15. DATE REPORTED</b> 12-18-89
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**16. REMARKS:**

EXHIBIT	1	2	_____
99XX/NN/AA	_____	_____	_____
DIL X/N/A	_____	_____	_____
BALLISTICS	_____	_____	_____
FINGERPRINT	_____	_____	_____
SPEC, ATTN.	_____	_____	_____
HOURS	2	2	_____
HEROIN	J07069	J07170	_____
HEROIN SIG.	_____	_____	_____
HER C/C/G	_____	_____	_____
DIL C/C/G	_____	_____	_____



BM 125

R 11-14-84  
 F Leonard  
 O 12-15-88  
 S 12-18-89

weights	initial	final	initial	final
gross	2.072g	1.400g	0.230g	consumed
tare	1.371g	0.945g	0.113g	in
net	0.701g	0.455g	0.117g	analysis

color tests  
 Marquis  $\alpha 1(9)$   $\oplus$  purple  $\alpha 2(1)$   $\ominus$   
 Scotts  $\alpha 1$   $\ominus$   $\alpha 2$   $\oplus$  (mod)

HPLC 18:1, BED, S2. VIS. UV, iodoplatinate  
 $\alpha 1(9)$  heroin, guanine  
 $\alpha 2(1)$  cocaine

composite:  $\alpha 1$  - 9 pkgs as per sampling plan

GCMS HP5995, 270°C  
 $\alpha 1$ : heroin

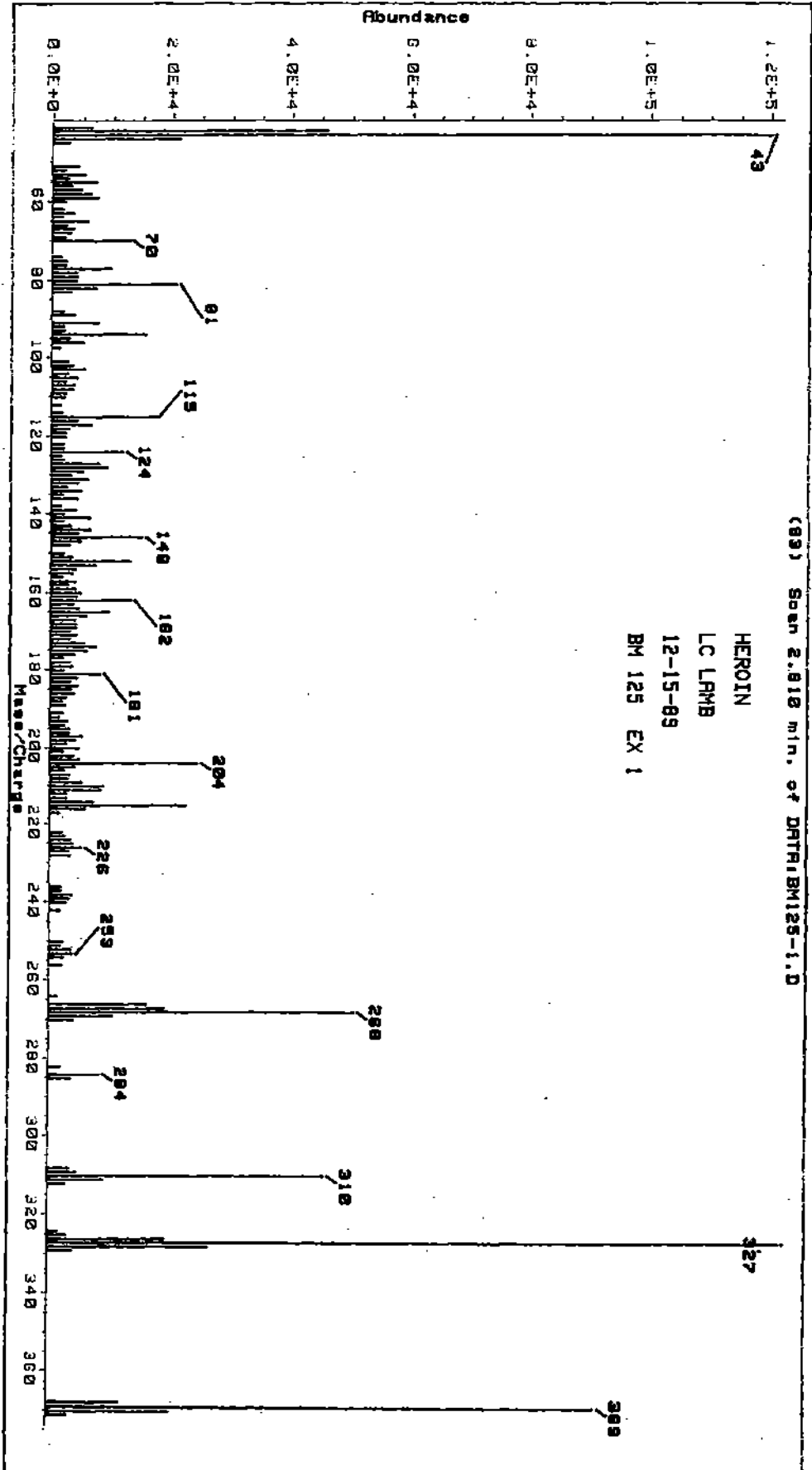
GCMS / FTIR Mattson, KBr, dried  
 $\alpha 2$ : cocaine base

GC-quant HP5980A, HPS cap col, auto inj  
 $\alpha 1$  std heroin HPL 1.008 mg/ml in 0.300 mg/ml tetracosane /  $\text{CHCl}_3$ : MeOH (9:1)  
 102 mg / 10ml 3 ml / 10ml  
 heroin (HPL) = 29%  
 net 0.203g

$\alpha 2$ : std cocaine HPL 0.400 mg/ml in 0.300 mg/ml tetracosane /  $\text{CHCl}_3$   
 cocaine  
 cocaine base = 90%  
 net 0.105g

(89) Scan 2.918 min. of DATA\BM125-1.D

HEROIN  
LC LRM8  
12-15-89  
BM 125 EX 1



\* SEQ START

RUN # 1 DEC 15, 1989 13:28:42  
 START *heroin HCO STD 1.008 mg/ml*  
 0.175  
 0.745  
 1.555

STOP

Closing signal file A:Q97E782B.BNC

RUN# 1 DEC 15, 1989 13:28:42

SAMPLE NAME: HEROIN STD SAMPLE# 11  
 METHOD NAME: M:HERL.NET  
 LCL

SIGNAL FILE: A:Q97E782B.BNC

AREA%	RT	AREA	TYPE	WIDTH	AREA%
	.745	27099	PB	.018	36.82038
	1.555	46499	PB	.029	63.17971

TOTAL AREA= 73598  
 MUL FACTOR=1.0000E+00

\* PREP CALIB @

E = EXTERNAL STANDARD  
 I = INTERNAL STANDARD  
 N = NORMALIZATION

*heroin std  
 12-15-89  
 LCLamb*

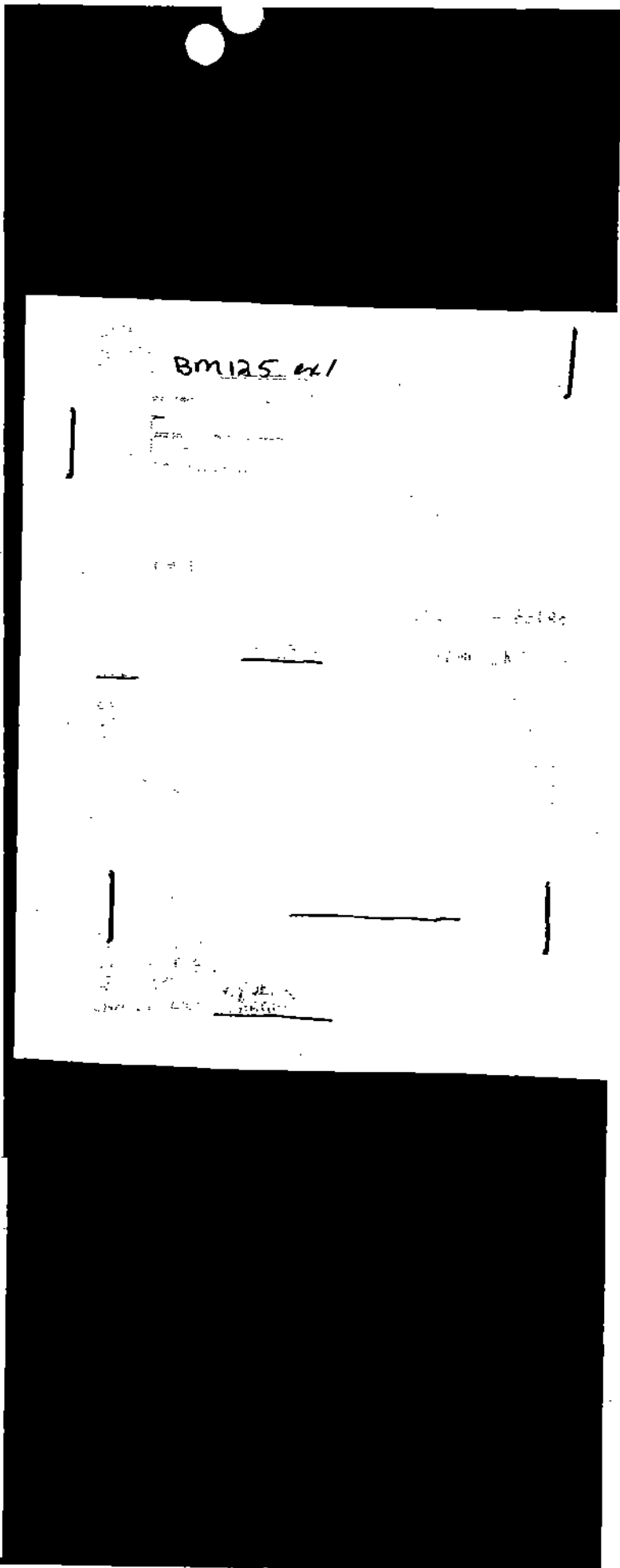
CALIB PROCEDURE [E\*/I/N]: I

REF % RTW [ 5.000]:  
 NON-REF % RTW [ 5.000]:

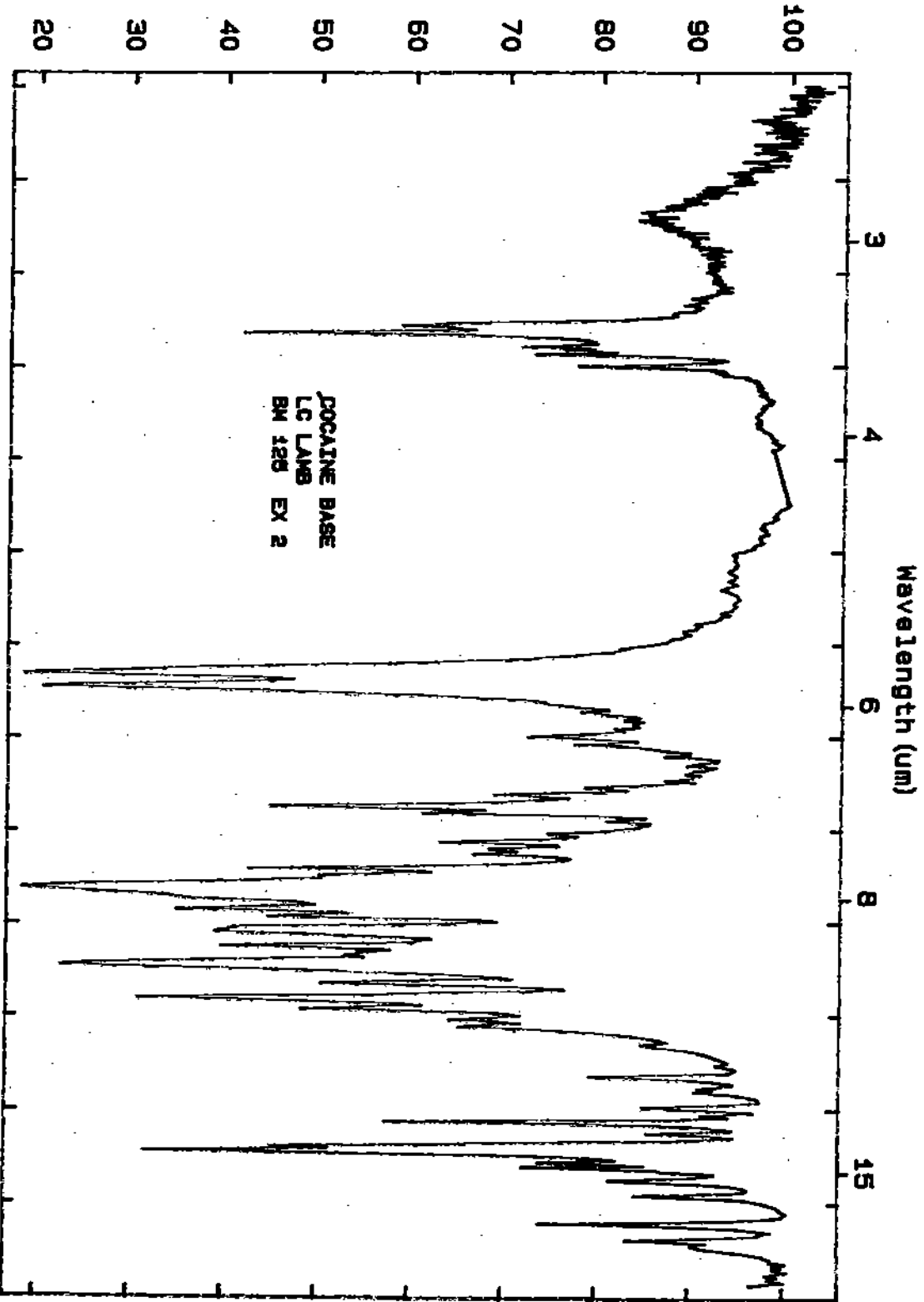
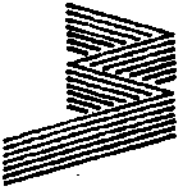
RF BASED ON AREA OR HEIGHT [A\*/H]:

CAL#	RT	AMT	NAME
1	:.745	:.300	:TETRACOSANE
2	:1.555	:1.008	:HEROIN
3	:		

REF PK CAL#:  
 ISTD CAL#: 1



X T R A N S M I S S I O N

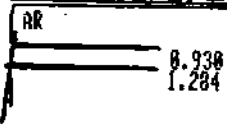


filename : c:\icon\IR36  
scans : 3  
detector : DTGS

Fri Dec 15 15: 21: 04 1999

signal gain : 1  
resolution : 4

RUN # 1 DEC 15, 1989 14:39:44  
START *cocaine std 0.400mg/ml* 0.170



STOP

Closing signal file A:Q97E8AB0.BNC

RUN# 1 DEC 15, 1989 14:39:44

SAMPLE NAME: COCAINE STD SAMPLE# 11  
METHOD NAME: M:COCL.MET  
LCL

SIGNAL FILE: A:Q97E8AB0.BNC  
AREA%

RT	AREA	TYPE	WIDTH	AREA%
.930	22658	PB	.020	44.15818
1.284	28653	PB	.026	55.84182

TOTAL AREA= 51311  
MUL FACTOR=1.0000E+00

\* PREP CALIB 2

E = EXTERNAL STANDARD  
I = INTERNAL STANDARD  
N = NORMALIZATION

*cocaine std  
Ld Lamb  
12-15-89*

CALIB PROCEDURE [E\*/I/N]: 1

REF % RTW [ 5.000]:  
NON-REF % RTW [ 5.000]:

RF BASED ON AREA OR HEIGHT [A\*/HI]:

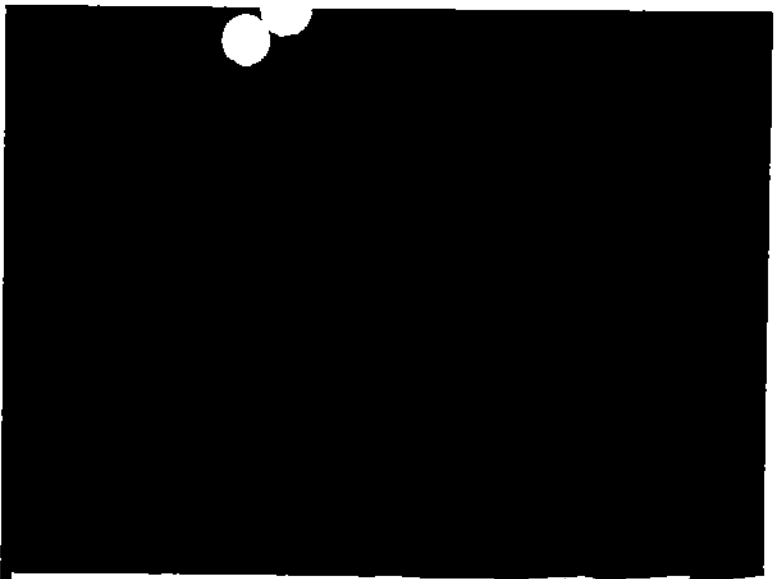
CAL#	RT	AMT	NAME
1	:.930	:.400	:COCAINE
2	:1.284	:.300	:TETRACOSANE

3 :  
REF PK CAL#: 1  
ISTD CAL#: 2

GROUP PEAKS [Y/N\*]: BREAK

\* SEQ START

RUN # 2 DEC 15, 1989 14:45:01  
START



REPORT  
DATE: 12-15-89  
NAME: *Bmias #2*  
TIME: 14:45:01  
SAMPLE: *11*  
METH: *COCL*  
LCL: *LCL*  
SIGNAL: *A:Q97E8AB0.BNC*  
TOTAL AREA: *51311*  
MUL FACTOR: *1.0000E+00*  
PEAKS: *2*  
RT: *0.930, 1.284*  
AREA: *22658, 28653*  
TYPE: *PB, PB*  
WIDTH: *.020, .026*  
AREA%: *44.15818, 55.84182*  
NAME: *COCAINE, TETRACOSANE*  
AMT: *.400, .300*