

EXHIBIT 1

TO

DEFENDANT CITY OF DURHAM,
NORTH CAROLINA'S
MOTION TO DISMISS
FIRST AMENDED COMPLAINT

FILE COPY



06 JUN -5 PM 1:19
DURHAM COUNTY, C.S.C.

OFFICE OF THE DISTRICT ATTORNEY
State Of North Carolina
Fourteenth Prosecutorial District
201 East Main Street, Sixth Floor
Durham, North Carolina 27701

Michael B. Nifong
District Attorney

Tel. (919) 564-7100
Fax (919) 560-3220

May 17, 2006

Judge Ralph Walker
Director
Administrative Office of the Courts
P. O. Box 2448
Raleigh, NC 27602


Re: Payment of bill in State v. Collin Finnerty, Reade William Seligmann, and Dave Forker Evans

Dear Judge Walker:

Enclosed herein you will find an order signed by Judge Stephens with attached invoice from DNA Security, Inc. This expense was incurred regarding the prosecution of a criminal superior court sexual assault case in Durham County, against the above-named defendants. We would appreciate your forwarding payment as soon as possible.


Thank you for your assistance.

Very truly yours,


Michael B. Nifong
District Attorney

MBN/sge

Encl.

A TRUE COPY
CLERK OF SUPERIOR COURT
DURHAM COUNTY
By 
Assistant Deputy, Clerk Superior Court

STATE OF NORTH CAROLINA
COUNTY OF DURHAM

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
FILE NOS. 06 CRS 4331-4336;
06 CRS 5581-5583

STATE OF NORTH CAROLINA

V

ORDER

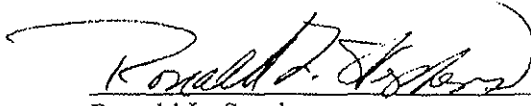
COLLIN FINNERTY,
READE WILLIAM SELIGMANN,
DAVE FORKER EVANS,
Defendants

THIS CAUSE coming on to be heard and being heard before the undersigned Judge, upon request of Michael B. Nifong, District Attorney, that State of North Carolina pay certain expenses incurred in preparation for the upcoming trial in the above-referenced case; and it appearing to this Court that payment for these expenses is appropriate;

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that the Administrative Office of the Courts shall send payment in the amount of \$22,850.00 to:
DNA Security, Inc.
2609 Tucker Street Ext.
Burlington, NC 27215

These monies shall be forwarded to the above-referenced address immediately upon receipt of this Order and shall be taxed as costs in the above-referenced case.

This the 17th day of May, 2005.



Ronald L. Stephens
Judge Presiding

A TRUE COPY
CLERK OF SUPERIOR COURT
DURHAM COUNTY

By 
Assistant Deputy, Clerk Superior Court



A Subsidiary of American Media International

DNA SECURITY

Solving the Mysteries of Identity

09 Tucker Street Ext. • Burlington, NC 27215
(336) 229-7101

INVOICE

INVOICE DATE 5/15/06
INVOICE NO. 000070
SHIP DATE
CUSTOMER NO. DU0002
SALES PERSON M0003
PAGE 1

OLD TO:

Admin. Office of the Court
Durham Co. District Attorney
C/O Mike Nifong
201 E Main St
Durham, NC 27701

SHIPPED TO:

Admin. Office of the Court
Durham Co. District Attorney
C/O Mike Nifong
201 E Main St
Durham, NC 27701

F.O.B. POINT | **CUSTOMER ORDER NO.** | **SHIP VIA** | **TERMS** | **OUR ORDER NO.**

Net 30

000070

| ITEM NO/SERIAL NO. | UNIT | QUANTITY | | | UNIT PRICE | EXTENDED PRICE |
|--------------------|------|----------|-------------|---------|------------|----------------|
| | | ORDERED | BACKORDERED | SHIPPED | | |

DNA Analysis, Report, Secure Evidence (DSI # 20629)

| | | | | | | |
|--|------|-------|------|-------|-----------|----------|
| 505000008000001 Evidence Specimens | EACH | 23.00 | 0.00 | 23.00 | 450.00000 | 10350.00 |
| 505000008000001 Reference Specimens | EACH | 50.00 | 0.00 | 50.00 | 250.00000 | 12500.00 |

A TRUE COPY
CLERK OF SUPERIOR COURT
DURHAM COUNTY

By JARoss
Assistant Deputy, Clerk Superior Court

| | |
|----------------|----------|
| Sales Total | 22850.00 |
| Trade Discount | 0.00 |
| Freight | 0.00 |
| Misc. Charges | 0.00 |
| Tax Total | 0.00 |

TOTAL

22850.00

THIS SALE IS SUBJECT TO THE TERMS AND CONDITIONS SET FORTH ON THE REVERSE HEREOF.

PLEASE TEAR ALONG PERFORATION AND RETURN THIS PORTION WITH PAYMENT

Durham Co. District Attorney

Please remit payment to:
DNA Security, Inc.
2609 Tucker Street Ext.
Burlington, NC 27215

| | |
|----------------|----------|
| CUSTOMER NO. | DU0002 |
| INVOICE DATE | 5/15/06 |
| INVOICE NO. | 000070 |
| INVOICE AMOUNT | 22850.00 |

AMOUNT REMITTED



OFFICE OF THE DISTRICT ATTORNEY

State Of North Carolina

*Michael B. Nifong
District Attorney*

*Fourteenth Prosecutorial District
201 East Main Street, Sixth Floor
Durham, North Carolina 27701*

*Tel. (919) 564-7100
Fax (919) 560-3220*

October 27, 2006

Judge Ralph Walker
Director
Administrative Office of the Courts
P. O. Box 2448
Raleigh, NC 27602

Re: Payment of bill in State v. Collin Finnerty, Reade William Seligmann, and
Dave Forker Evans

Dear Judge Walker:

Enclosed herein you will find an order signed by Judge Smith with attached invoice from DNA Security, Inc. This expense was incurred regarding the prosecution of a criminal superior court sexual assault case in Durham County, against the above-named defendants. We would appreciate your forwarding payment as soon as possible.

Thank you for your assistance.

Very truly yours,

A handwritten signature in black ink, appearing to read "Michael B. Nifong".

Michael B. Nifong
District Attorney

MBN/sge

Encl.

A TRUE COPY
CLERK OF SUPERIOR COURT
DURHAM COUNTY

By 
Assistant Deputy, Clerk Superior Court

FILED

05 OCT 30 AM 10:18

STATE OF NORTH CAROLINA S.C.
COUNTY OF DURHAM

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
FILE NOS. 06 CRS 4331-4333;
06 CRS 4334-4336;
06 CRS 5581-5583

STATE OF NORTH CAROLINA

v

ORDER

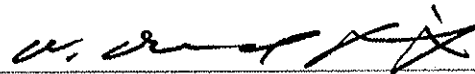
COLLIN FINNERTY,
READE WILLIAM SELIGMANN,
DAVE FORKER EVANS,
Defendants

THIS CAUSE coming on to be heard and being heard before the undersigned Judge, upon request of Michael B. Nifong, District Attorney, that State of North Carolina pay certain expenses incurred in preparation for the upcoming trial in the above-referenced case; and it appearing to this Court that payment for these expenses is appropriate;

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that the Administrative Office of the Courts shall send payment in the amount of \$4,035.00 to:
DNA Security, Inc.
2609 Tucker Street Ext.
Burlington, NC 27215

These monies shall be forwarded to the above-referenced address immediately upon receipt of this Order and shall be taxed as costs in the above-referenced case.

This the 27th day of October, 2006.


W. Osmond Smith, III
Judge Presiding

A TRUE COPY
CLERK OF SUPERIOR COURT
DURHAM COUNTY

By 
Assistant Deputy, Clerk Superior Court



A Subsidiary of American Media International

DNA SECURITY INC.

Solving the Mysteries of Identity

2609 Tucker Street Ext. • Burlington, NC 27215
(336) 229-7101

INVOICE

10/18/06
INVOICE DATE 000100
INVOICE NO. 10/18/06
SHIP DATE DU0002
CUSTOMER NO. M0003
SALES PERSON 1
PAGE

SOLD TO:
Durham Co. District Attorney
C/O Mike Nifong
201 E Main St
Durham, NC 27701

SHIPPED TO:
Durham Co. District Attorney
C/O Mike Nifong
201 E Main St
Durham, NC 27701

F.O.B. POINT **CUSTOMER ORDER NO.** #06-8310 **SHIP VIA** **TERMS** Net 30 **OUR ORDER NO.** 000100

| ITEM NO/SERIAL NO. | UNIT | QUANTITY | | | UNIT PRICE | EXTENDED PRICE |
|--|------|----------|-------------|---------|------------|----------------|
| | | ORDERED | BACKORDERED | SHIPPED | | |
| 505000008000001 DISCOVERY REQUEST DOCUMENTATION | EACH | 1.00 | 0.00 | 1.00 | 4035.00000 | 4035.00 |

DSI CASE # 20629, CLIENT CASE # 06-8310

A TRUE COPY
CLERK OF SUPERIOR COURT
DURHAM COUNTY
By *[Signature]*
Assistant Deputy, Clerk Superior Court

Sales Total 4035.00
Trade Discount 0.00
Freight 0.00
Misc. Charges 0.00
Tax Total 0.00

TOTAL 4035.00

THIS SALE IS SUBJECT TO THE TERMS AND CONDITIONS SET FORTH ON THE REVERSE HEREOF.

PLEASE TEAR ALONG PERFORATION AND RETURN THIS PORTION WITH PAYMENT
Durham Co. District Attorney

Please remit payment to:
DNA Security, Inc.
2609 Tucker Street Ext.
Burlington, NC 27215

DU0002
CUSTOMER NO. 10/18/06
INVOICE DATE 000100
INVOICE NO. 4035.00
INVOICE AMOUNT

AMOUNT REMITTED