

EVIDENCE, PHOTOS & REPORTS

JODIE GERDIN DVM DACVP AUSTRALIA 2018

OVERVIEW

Evidence

Chain of custody & Collection

Photos

Taking images suitable for the court

Reports

- General notes
- Cause, Manner, & Mechanism of Death



EVIDENCE HANDLING

Identification, Collection, and Preservation of Veterinary Forensic Evidence: On Scene and During the Postmortem Examination

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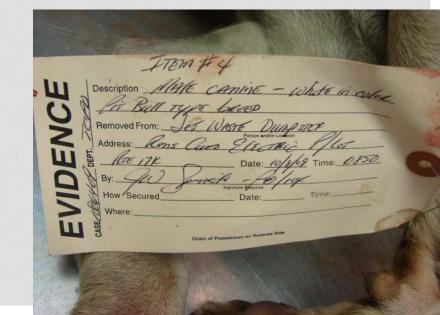
R. Touroo^{1,2} and A. Fitch^{1,3}

Abstract

Although it is the obligation of the veterinary forensic pathologist to be competent in identifying, collecting, and preserving evidence from the body, it is also necessary for them to understand the relevance of conditions on the crime scene. The body is just one piece of the puzzle that needs to be considered when determining the cause of death. The information required for a complete postmortem analysis should also include details of the animal's environment and items of evidence present on the crime scene. These factors will assist the veterinary forensic pathologist in the interpretation of necropsy findings. Therefore, the veterinary forensic pathologist needs to have a basic understanding of how the crime scene is processed, as well as the role of the forensic veterinarian on scene. In addition, the veterinary forensic pathologist must remain unbiased, necessitating an understanding of evidence maintenance and authentication.

EVIDENCE

- **Evidence** = Anything that can prove or disprove a fact in contention
- Anything taken from the scene= Evidence
- Evidence must be accounted for
 - at all times to ensure it hasn't been altered
 - Evidence receipt / Chain of custody form



EVIDENCE RECEIPT / CHAIN OF CUSTODY (COC)

Maintaining chain of custody

- Documentation ("paper trail") showing the seizure, custody, control, transfer, analysis, & disposition of evidence from discovery to time in court/ destruction
 - Who had what & when & for how long
- Each item of evidence must be accompanied by its original COC form

Property Record Number:

Anywhere Police Department EVIDENCE CHAIN OF CUSTODY TRACKING FORM

Case Number:	Offense:
Submitting Officer: (Name/ID#)	
Victim:	
Suspect:	
Date/Time Seized:	Location of Seizure:

Description of Evidence				
ltem #	Quantity	Description of Item (Model, Serial #, Condition, Marks, Scratches)		

EVIDENCE RECEIPT / CHAIN OF CUSTODY (COC)

- The body's COC starts at the scene, by the seizing agency
- COC for Samples taken from the body start at NX, by the pathologist
 - Tissues for histology, toxicology, bullets, DNA swabs, etc.





Cruelty Case Evidence Receipt

Primary a	gency		Agency case #		
heck app	licable category(ies):				
nthropol	ogy Crime Scene	Necropsy Photography Serology / D	DNA		
oxicology	Entomology Oth	ner (describe)	3.4_000		
111111111111111111111111111111111111111		Section (In Early) (1997) (Indian Control Section Section Section Section Section Section Section Section Section Sec			
Item #	Description of Item				
Lander					
	copy of this receipt.	st represents all property released from my poss	ession and that I have		
		Date			
	Desained hou	Dance .	Data 8 time		
	Received by:	Reason	Date & time		

ASPCA chain of custody (COC) form– free online.

Google:
"Evidence
receipt ASPCA"

- When collecting evidence note:
 - What it is
 - Where it came from
- All evidence gets a unique ID & COC form
- Evidence Packaging:

 A How-To Guide (online PDF)
 California Dept of Justice

 Bureau of Forensic Services



- Collecting evidence at NX is a key task
 - Biologics: blood, fluid, tissue, DNA swabs, etc.
 - Projectiles, Insects, etc.
- Keep bodies in original plastic bag until NX
 - Prevents accidental loss of evidence
 - Keeps things tidy
- Place body on clean, dry surface for NX



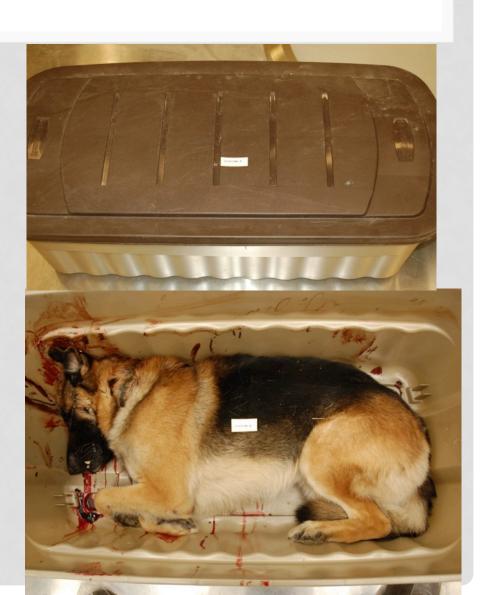
- All evidence is measured, described, & photo'd -- just like lesions
 - Photos in situ before being altered in any way
 - Ex: "The projectile is 1 gram **yellow metal**, mushroom shape, 0.5 x 0.5 x 0.7 cm."



EVIDENCE: RECEIPT OF BODY

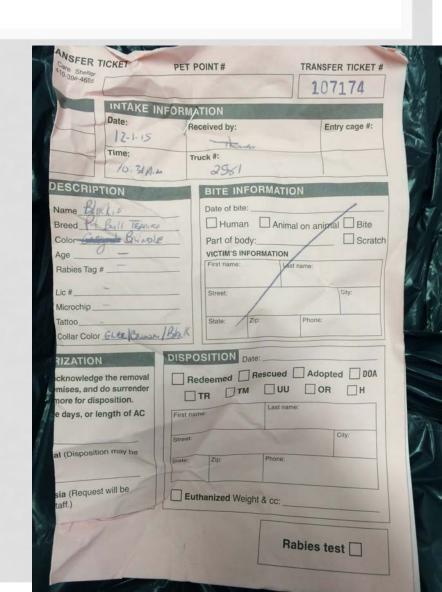






EVIDENCE: RECEIPT OF BODY

- ALWAYS check
 (& document) that
 you have the
 correct body
 - Document & Photo all accompanying paperwork



EVIDENCE: RECEIPT OF BODY

Packaging

- Type of container(s)
- Seals- open or intact
- Bags, towels, wraps
- Ice pack(s)
 - Number
 - Condition (frozen, partially or fully thawed)





Blood on exterior & interior

- Document
- Estimate Volume
- Collect (Swab)
- Wear gloves! (Whose blood is it?)



Storage

- Non-biologic evidence (ex: collars, bullets) in paper bag /envelope- NOT plastic
 - Plastic retains H2O → degrades / destroys evidence
 - Sealed with (friable) evidence tape
- Locked cabinet with limited & secure access
- Some evidence has special requirements
 - Covered later...
- Shipping: As usual, accompanied by COC





Store all evidence until case is adjudicated (or evidence is consumed in analysis).

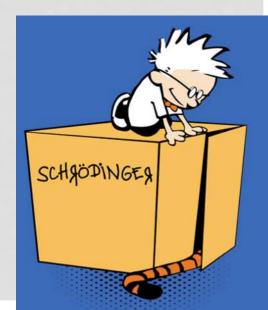
FINAL DISPOSITION

- Get written permission from owner of the body on the method & timing of disposal prior to NX
 - Record method & date of disposal
- NOT all evidence can be kept until case ends
 - Many analyses are inherently destructive
 - NX, toxicology, others
 - Biologics degrade



"2ND NECROPSY"

- Few vets/ pathologists will perform 2nd NX because tissues are out of situ, incised, & even more decomposed
- "2nd NX" = 2nd opinion based on
 - Review of original NX report, photos, histo, lab results etc.
- Exception: When the 1st NX is incomplete, recent, & body has been stored appropriately



"2ND NECROPSY"

If a 2nd NX is requested on your case...

- Inform your director of the request
- Document & keep all correspondence
- Charge for slide retrieval, S&H
- Confirm in writing that ALL evidence (slides/blocks/photos etc.) will be returned by date XX/YY/ZZZZ



PHOTO-IMAGING 1 PICTURE = 1000 WORDS

The American Journal of Forensic Medicine and Pathology Volume 2 Number 4 December 1981

Alan R. Moritz, M.D.

Classical mistakes in forensic pathology*

MISTAKES IN FORENSIC PATH

Not taking enough photos

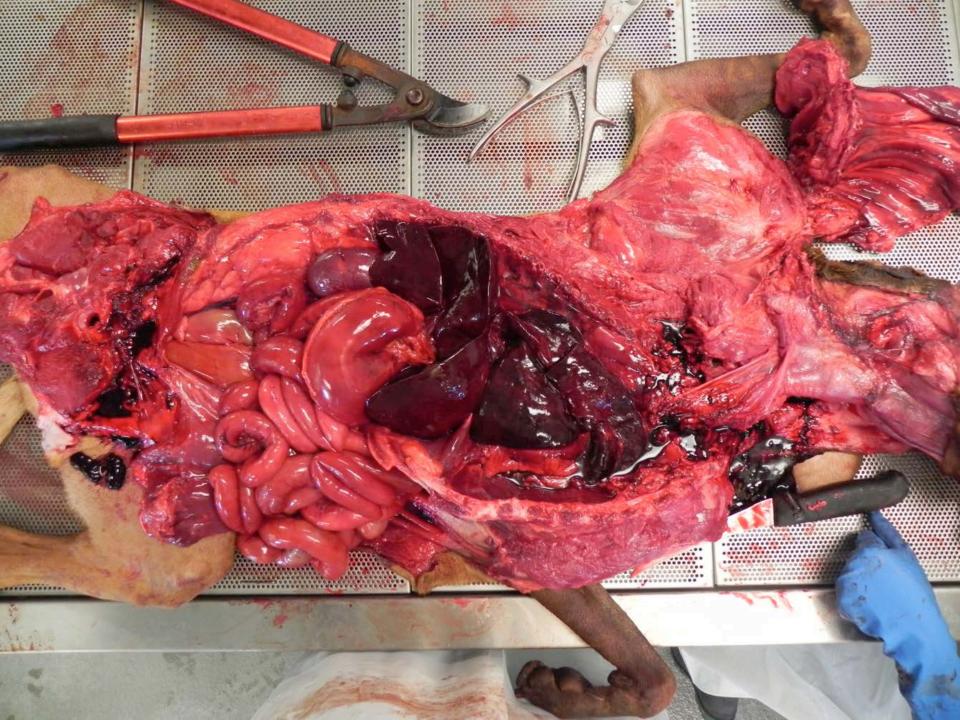
- Preserve the Nx in photos
 - For the court- Evidence
 - For yourself- reminders for report & pre-court
 - 2nd opinions
- The Nx is ephemeral Memory fades
 Data is cheap
- No camera? No NX!

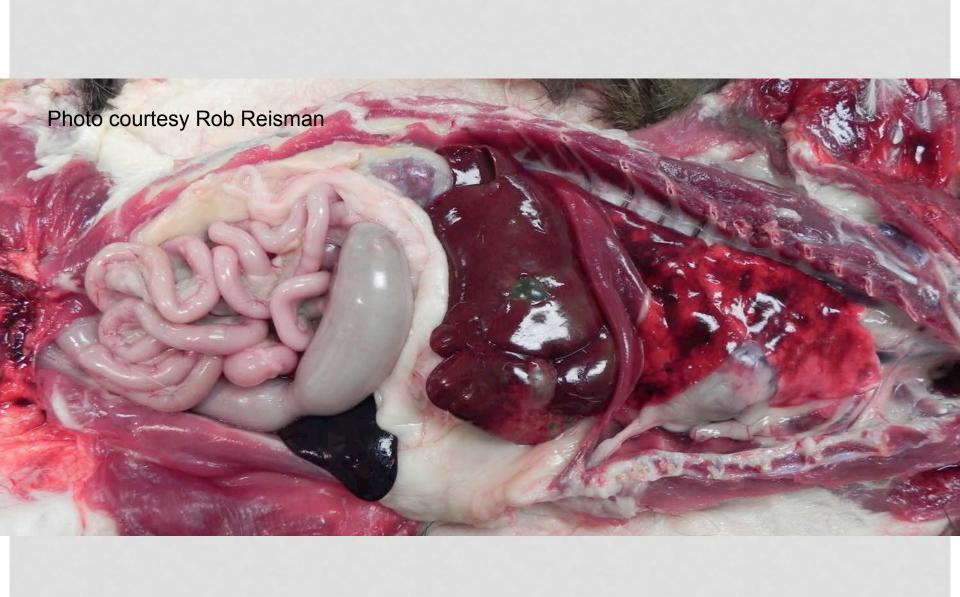


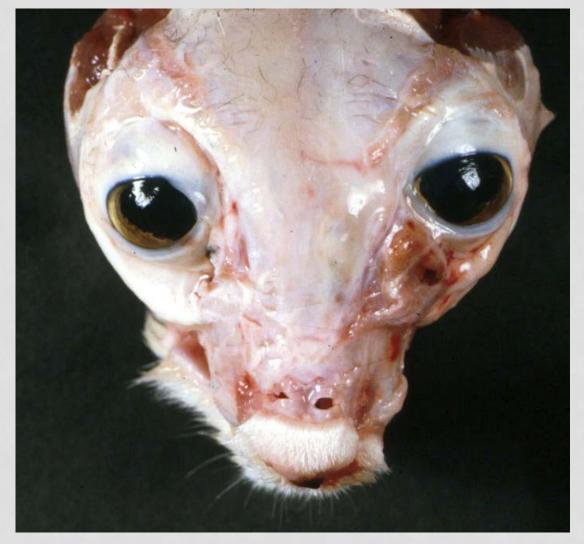
- Your competency will be judged by your photographs
 - People judge what they can see
 - Professionals take professional images
- No need for a fancy camera;
 Use what you know
 - Smart phone cameras excellent; what you see is what you get!

- No people's faces
 - Protect the privacy of your co-workers
- No tools
 - Sharp things scare people (jury)
- Minimize blood & gore
 - Photos could be thrown out of court
- Plain, clean background
- Lesion at center, perpendicular to lens









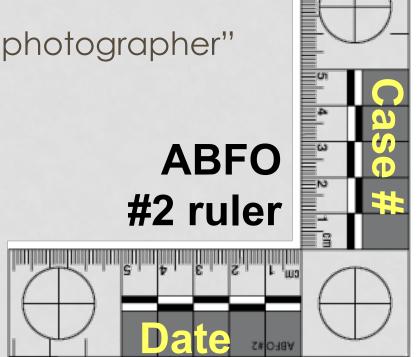
The eyes & faces of the deceased & lesions in these areas, even in the living, are often particularly disturbing.



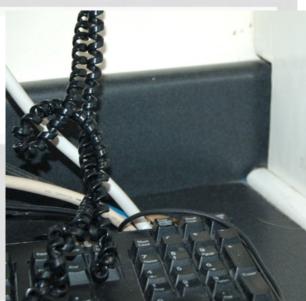
- Cropping an image makes the lesion more apparent, and takes away much of the "ick" factor.
- As long as an original is maintained, duplicates
 of photos may be altered for use in court, as long
 as nothing is added or removed
 - **OK**: Cropping, labels, arrows, optimizing contrast/ color balance/ brightness/ etc.
 - NOT OK: Photoshop in a bullet into the picture

- Ruler, Unique case ID#, & Date
 - In (nearly) every photo
 - Small lesions

 pic with & without ruler
- Start & end images
 - "START date, case, location, photographer"
 - "END"



- Continuous numbered series
 - Never delete an image!
 - Continuous = no tampering
- Download onto secure computer
- Photo log
 - Image #
 - Description



Dr. Soandso, D.V.M. Veterinary Forensic Services

NECROPSY PHOTO LOG

Case/ Animal #: A123264	Agency: Blerg County Animal Shelter		
Location: 2200 7th Ave., NY, NY 95076	Date: 12-28-2015		
Photographer: Wanda Soandso D.V.M.			

Date/Time	Photo #	Description	Direction	Comments
12-27/ 4:55 PM	19	Before necropsy, right side, lateral-dorsal view of head, midrange shot.	Lateral, Dorsal	Blood on face
12-27/ 4:55 PM	20	Before necropsy, right side of head, close up shot, rostral, lateral view	Rostral, Lateral	Bullet 1 entrance wound below right eye
12-27/ 4:56 PM	21	Before necropsy, midrange shot, caudal dorsal lateral area of head showing entrance wound bullet 2	Caudal, Lateral, Dorsal	Bullet 2 entrance wound near right ear base on right temple
12-27/ 4:57 PM	22	Before necropsy, midrange shot, left side of base of neck and left lateral shoulder	Lateral	1st instar maggots visible in fur near exit wound of bullet 1
12-28/ 2:58 PM	23	Before necropsy, right side down, lateral view, midrange shot, left side of neck, head, shaved, showing exit wounds	Lateral	Exit wounds on bullet 1 at base of neck, Exit wound of bullet 2 below left ear
12-28/ 2:58 PM	24	Before necropsy, right side down, lateral view, close up shot, left side of neck, head, shaved, showing exit wounds	Lateral	Exit wounds on bullet 1 at base of neck, Exit wound



- Body
 - 6 views; Animal = cube
- Overviews
 - Opened thorax, abdomen, & skull
 - "Significant normal"
- 2 3 pictures / lesion
 - 1. Wide angle with landmarks
 - 2. Mid-range
 - 3. +/- Close up
 - Before & after
 - In situ & out-of-situ

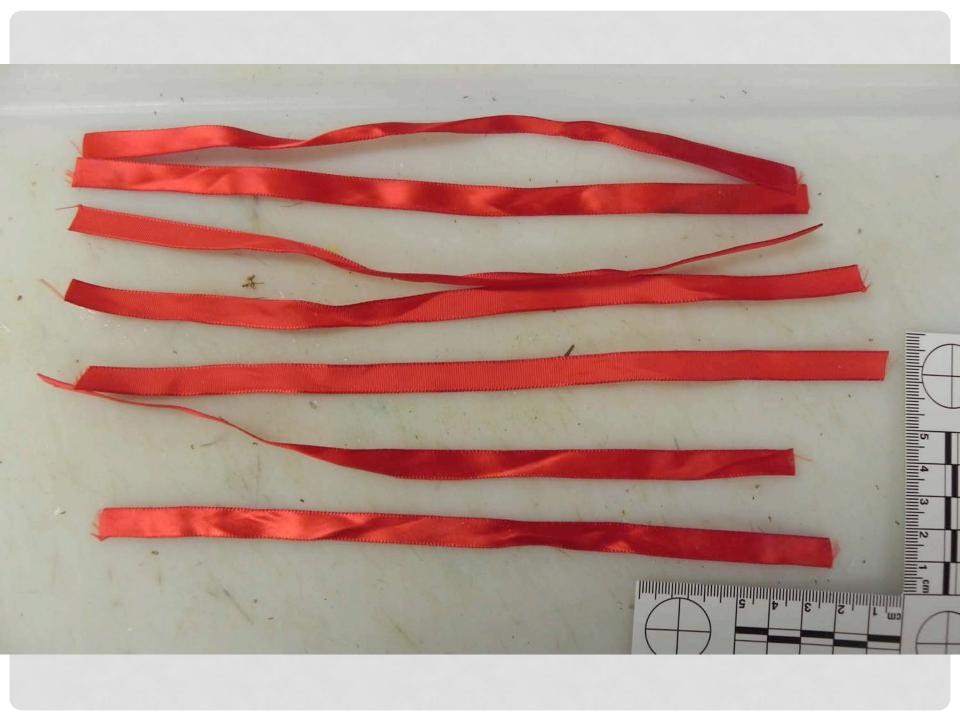


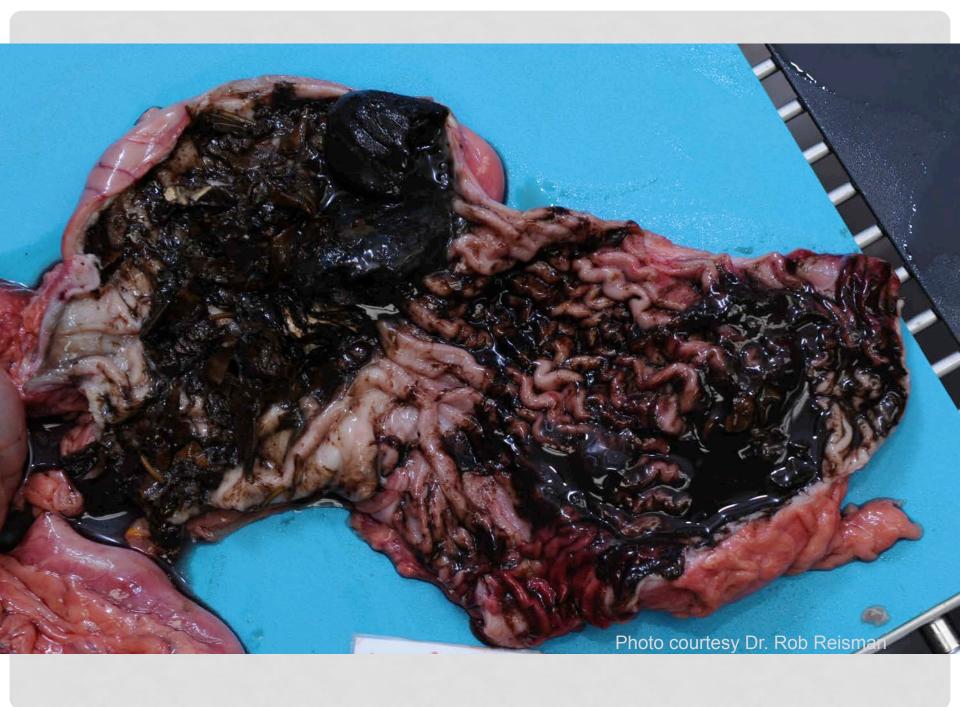


















REPORTS

CAUSE, MANNER, & MECHANISM OF DEATH

REPORT CONTENTS

- Who requested
- Date, time, & location
 - Start & end time
 - Note if significant breaks
- Who attended & their role
 - Including who took photos
- Where the remains were stored
 - Prior to NX
 - After NX (~Disposal)



REPORT CONTENTS

- Internal & External exam findings
 - Abnormal, Normal, & Not Examined
- Morphologic Diagnoses / Findings
 - Using forensic terminology
- Cause of Death
- Comments
 - In laymen's terms
 - What findings mean (interpretation)
 - Anything else the court should know
- Signature



REPORT: DISCLAIMER

 "To a reasonable degree of scientific certainty the above is an accurate statement of my findings. I reserve the right edit, amend, alter, or modify it, based on additional information provided about this investigation by any individual or agency." The American Journal of Forensic Medicine and Pathology Volume 2 Number 4 December 1981

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MISTAKES IN FORENSIC PATH

Mixing objective (descriptive; facts) with subjective (interpretation; opinions)

- #1 way to get "trapped" by your report.
- If report is interpretation only, your interpretations are either right or wrong; No "wiggle room"
- Separation allows for re-interpretation of objectively described changes, if new info arises



MISTAKES IN FORENSIC PATH

Typos & clerical errors

- Little mitsakes erode credibility
 - Lawyers turn typos into proof of ineptitude
- Proof-read reports > 24hr after writing
 - Have someone else edit
 - For typos: Your brain auto-corrects your typos
 - For clarity: You know what you mean; others may not
- Pagination
 - "Page X of Y"





CAUSE, MANNER &

MECHANISM OF DEATH

Commentary

Cause-of-Death Analysis in Rodent Aging Studies

Veterinary Pathology 2016, Vol. 53(2) 233-243 © The Author(s) 2015 Reprints and permission: sagepub.com/journalsPermissions.nav DOI: 10.1177/0300985815610391 vet.sagepub.com



J. M. Snyder¹, J. M. Ward², and P. M. Treuting¹

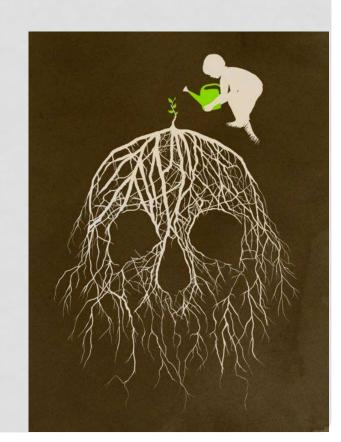
Abstract

In research studies using rats or mice, the cause of death is often not evaluated or reported. An analysis of the causes of death is particularly valuable for aging and carcinogenesis studies. Comparing causes of death among the study groups is often an important adjunct to the biochemical, molecular, clinical, and histopathologic findings. The methods for evaluating causes of death, contributing causes of death, and comorbidities have been suggested in several publications. Surprisingly, in important mouse aging studies, causes of death are often not reported. Cause-of-death assignment in preclinical rodent model aging research suffers from a lack of a standardized approach and an understanding of the value that it can add to longevity and interventional studies. While assigning single cause of death may facilitate data analysis, defining and publishing data on contributing causes (comorbidities) provides more information on associated underlying chronic conditions and health span in mouse models. This article reviews factors that affect determination of cause of death and the methods for evaluating causes of death and comorbidities. The proposed systematic pathology analysis includes assigning cause of death and comorbidities to define total disease burden. The combination of pathology with in vivo data will fully characterize the effect of tested interventions on multiple chronic diseases and health span of aging mice with improved translation to human aging and age-associated lesions.

WHAT ANIMALS DIE WITH WHAT THEY DIE OF

CAUSE OF DEATH

- Initiates events leading directly to death, or the circumstances which lead to the fatal injury
- Why death occurred
 - "Root" cause
- Etiologically specific
- "Cause" & "Name the Dz" on the board exam



CAUSE OF DEATH

A **synthesis**; Holistic determination (opinion!) based on:

- Medical records
- Investigative info
 - Crime Scene findings, etc.
- NX findings
- Add'l testing
 - Tox, virology, DNA, etc.
- "If it weren't for __[Dz, Event, Conditions]___, this animal would still be alive."



CAUSE OF DEATH (COD)

Good CODs are...

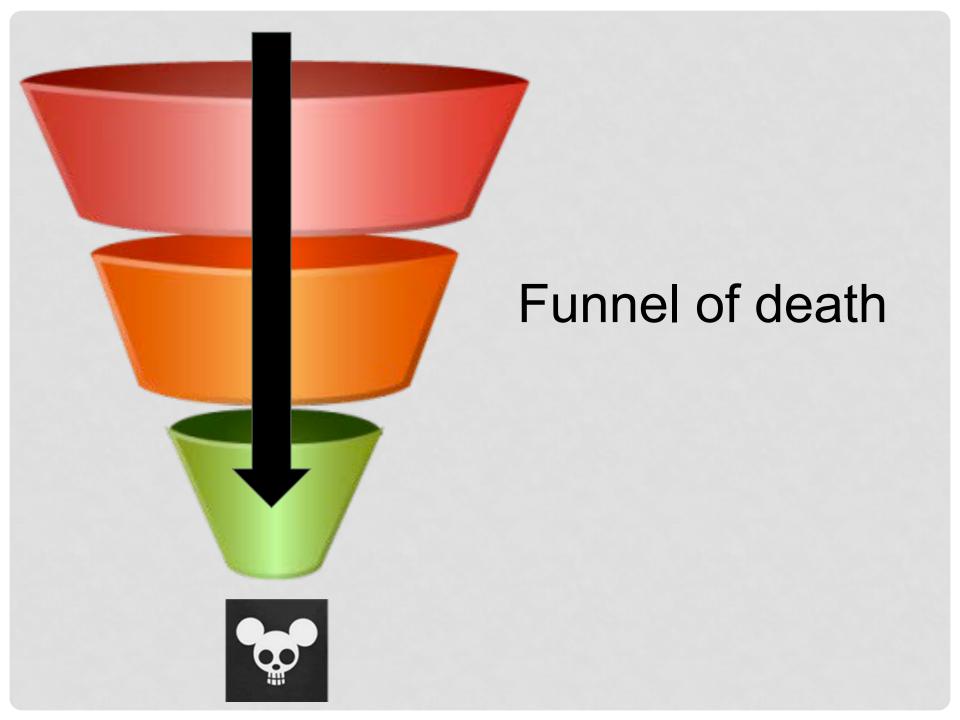
- Specific
 - OK: Wounds, Kidney failure
 - Better: BFT, Oxylate nephrosis
 - Best: Umbrella wounds*
 Ethylene Glycol toxicity
- Nouns / Dz names
 - Ex: Blunt force trauma, Tick paralysis
- Least Jargon possible
 - You don't need a medical degree to understand the COD
 - Ex: Gunshot wound, Hit by car

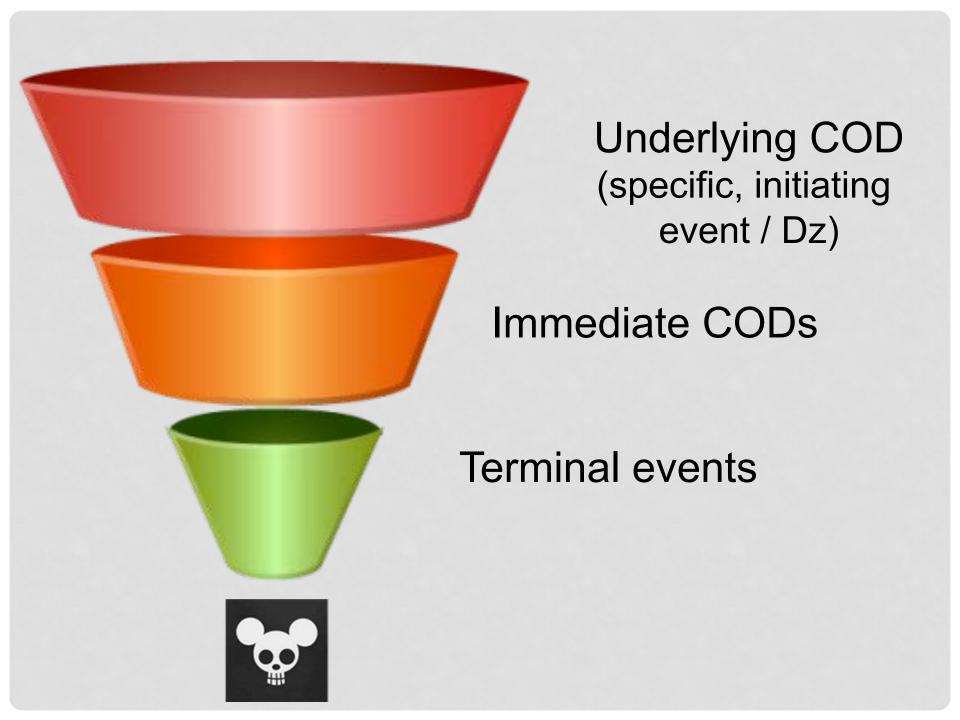


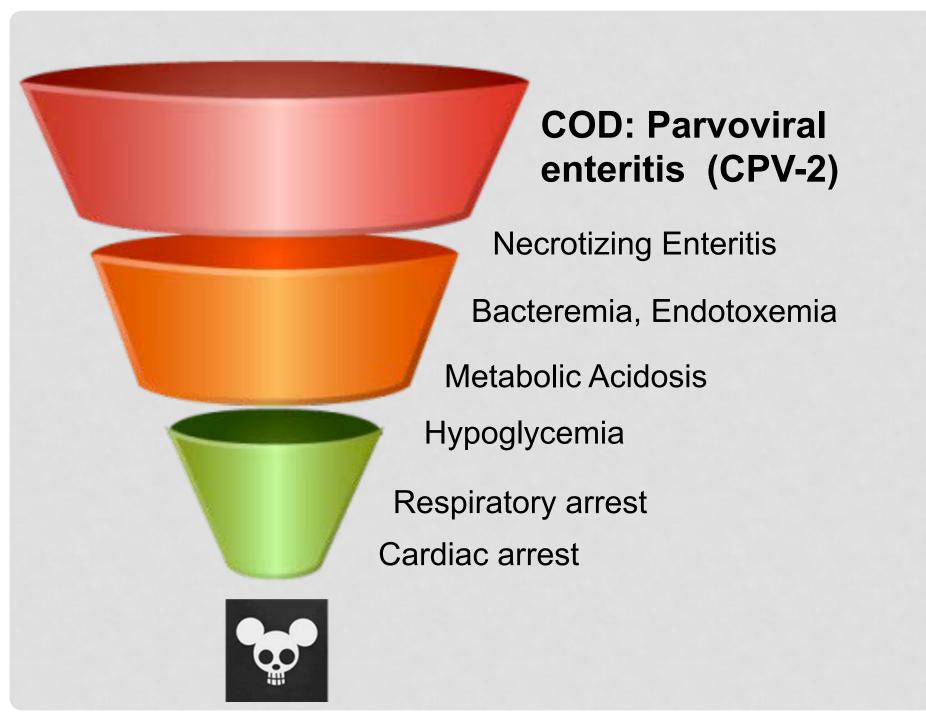
COD IS NOT

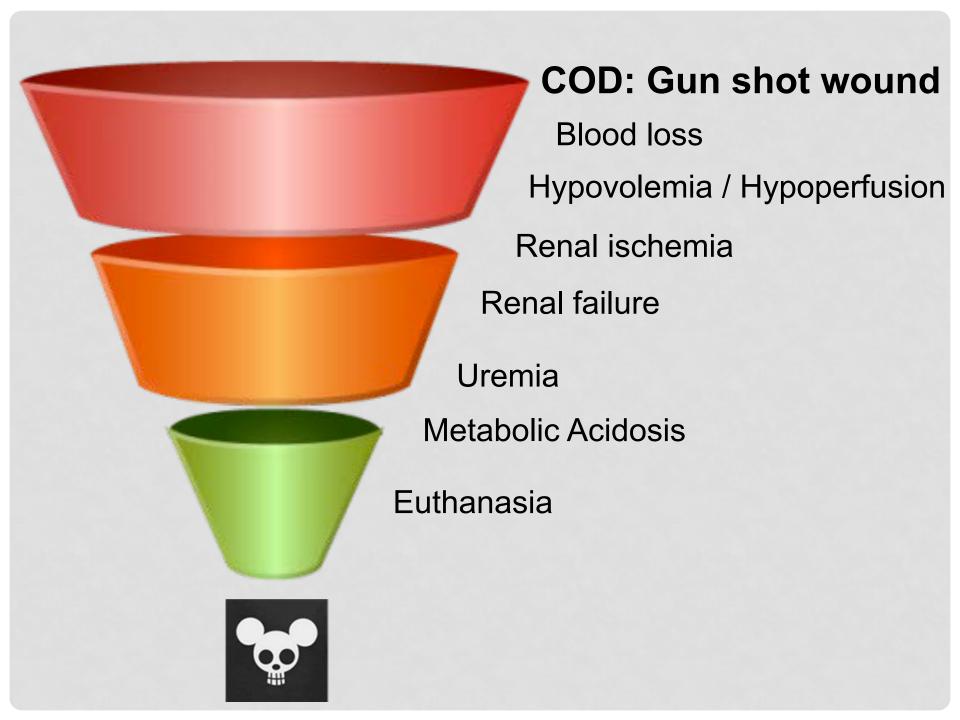
- Necessarily the final disease / injury
 - AKA Immediate COD
 - Not as meaningful to the court
 - Ex: Exsanguination
- "Euthanasia" or "Old age"
 - Age is not a disease
 - · Cite reason for euthanasia
- "Unknown" (= no idea)
 - Undetermined
 - You know what it's NOT











CONTRIBUTORY CODS

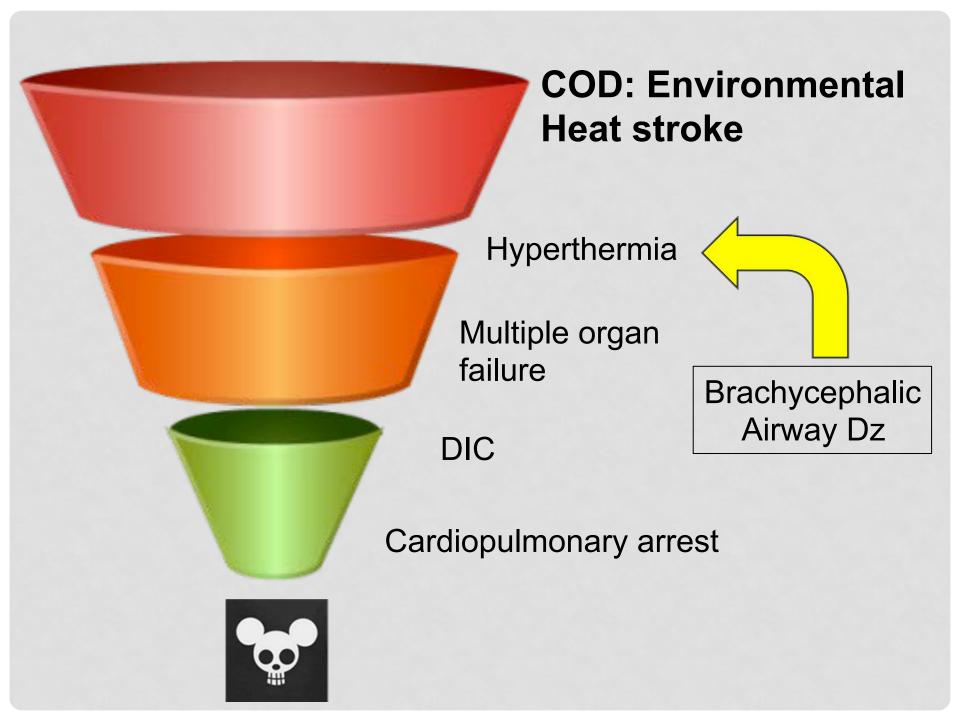
Co-morbidities

- Dz, conditions, or injuries that hasten death or complicate / preclude recovery
- Distinguishing the 2 can be challenging

Complications

- Severe Dz course (bad luck) does not "exonerate" the underlying COD
- Ex: GI Foreign body→ Aspiration→ Death
 GI FB is still the COD





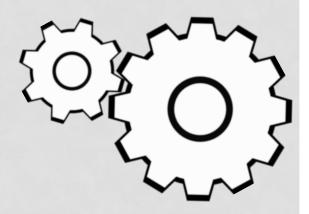
MECHANISM OF DEATH (MCHD)

- Pathophysiology set in motion by the COD
- How death occurred
 - Ex: Hypoxia, Hypotension
- Cannot be observed directly ("invisible")
 - Must be inferred from lesions or HX



MECHANISM OF DEATH (MCHD)

- Pathophysiology set in motion by the COD
- How death occurred
 - Ex: Hypoxia, Hypotension
- Cannot be observed directly ("invisible")
 - Must be inferred from lesions or HX
- NOT etiologically specific
 - Many CODs have the same MchD
 - Some CODs have many MchDs
- Courts don't care
 - Need a medical degree to understand
 - BUT knowing the mechanism means you have a grasp of a case & acts as a "check" on hypothesis COD



Cause of death	Mechanism of death
Drowning	Hypoxia
Gun shot wound – large intestine	Septic shock
Gun shot wound – abdominal aorta	Hemorrhagic shock
Anti-coagulant rodenticide intoxication	Hemorrhagic shock
Heat Stroke	Thermal cellular injury, DIC, +/- Septic shock
Starvation	Undetermined (likely electrolyte depletion/ imbalance)

COD: CASE STUDY

- 5y FS German Shepherd is mistaken for a deer & shot by a hunter
- Spinal cord injury → hind limb paresis & urine retention.
- Months later: BacT cystitis → pyelonephritis
- Culture: Multi-drug resistant E.coli → Azotemic,
 PU/PD → Euthanized
 due to urinary incontinence.
- Immediate COD?
- Underlying COD?

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- Months later: BacT cystitis → pyelonephritis
- Culture: Multi-drug resistant E.coli → Azotemic,
 PU/PD → accidents all over house → Euthanized
- Immediate COD? Euthanasia d/t Incontinence
- Underlying COD? Gun shot wound



U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Disease Control and Prevention National Center for Health Statistics



Instructions for Completing the Cause-of-Death Section of the Death Certificate

Accurate cause-of-death information is important:

- To the public health community in evaluating and improving the health of all citizens, and
- · Often to the family, now and in the future, and to the person settling the decedent's estate.

The cause-of-death section consists of two parts. Part I is for reporting a chain of events leading directly to death, with the immediate cause of death (the final disease, injury, or complication directly causing death) on Line a and the underlying cause of death (the disease or injury that initiated the chain of morbid events that led directly and inevitably to death) on the lowest used line. Part II is for reporting all other significant diseases, conditions, or injuries that contributed to death but which did not result in the underlying cause of death given in Part I. The cause-of-death information should be YOUR best medical OPINION. A condition can be listed as "probable" even if it has not been definitively diagnosed.

Google: "CDC Blue Form Cause of death"

MANNER OF DEATH

5 categories:

- 1. Natural
- 2. Accident
- 3. Suicide
- 4. Homicide
- 5. Undetermined



- No animal suicides, only fatal accidents
- "Animal Homicide" = Killing, or

Non-accidental injury (NAI)

MANNER OF DEATH

- Classification of human deaths used to monitor accidents & crime rates
- Determining manner has legal implications (i.e., homicide is a crime)
 - Prosecutors may or may not pursue charges based on manner-- as determined by medical examiner
 - Some believe M.E.s should NOT determine manner
- Sometimes manner is obvious, but cause isn't
- Similar utility in Vet Forensics?



MANNER OF DEATH

- Animal death may or may not be a crime, depending on the species & circumstances
 - Euthanasia defined by the AVMA;
 limited to certain people & methods
 - Guidelines published online
 - If it's not euthanasia, it's just plain killing an animal

AVMA Guidelines for the Euthanasia of Animals: 2013 Edition

Members of the Panel on Euthanasia

Steven Leary, DVM, DACLAM (Chair); Washington University, St. Louis, Missouri Wendy Underwood, DVM (Vice Chair); Eli Lilly and Company, Indianapolis, Indiana Raymond Anthony, PhD (Ethicist); University of Alaska Anchorage, Anchorage, Alaska Samuel Cartner, DVM, MPH, PhD, DACLAM (Lead, Laboratory Animals Working Group); University of Alabama at Birmingham, Birmingham, Alabama

Douglas Corey, DVM (Lead, Equine Working Group); Associated Veterinary Clinic, Walla Walla, Washington Temple Grandin, PhD (Lead, Physical Methods Working Group); Colorado State University, Fort Collins, Colorado Cheryl Greenacre, DVM, DABFV (Lead, Avian Working Group); University of Tennessee, Knoxville, Tennessee Sharon Gwaltney-Brant, DVM, PhD, DABVT, DABT (Lead, Noninhaled Agents Working Group); ASPCA Poison Control Center, Urbana, Illinois

Mary Ann McCrackin, DVM, PhD, DACVS (Lead, Companion Animals Working Group); Virginia Polytechnic Institute and State University, Blacksburg, Virginia

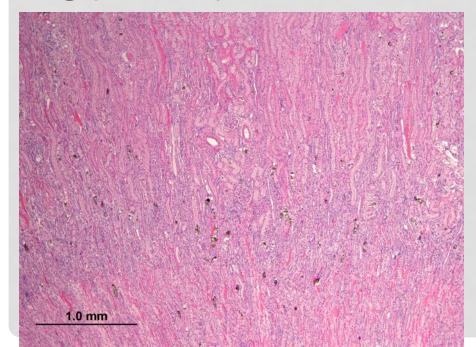
Robert Meyer, DVM, DACVA (Lead, Inhaled Agents Working Group); Mississippi State University, Mississippi State, Mississippi

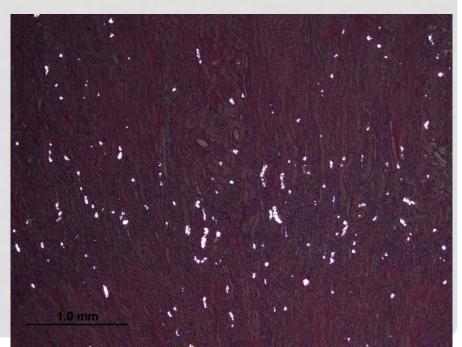
David Miller, DVM, PhD, DACZM (Lead, Reptiles, Zoo and Wildlife Working Group); Loveland, Colorado Jan Shearer, DVM, MS, DACAW (Lead, Animals Farmed for Food and Fiber Working Group); lowa State University, Ames, Iowa

Roy Yanong, VMD (Lead, Aquatics Working Group); University of Florida, Ruskin, Florida

Circumstances & Scene factors heavily

 Ex: An indoor-outdoor 8y MN cat dies of acute renal failure. Nx/ Histo: Nephrosis & ethylene glycol crystals





- Ex: An indoor-outdoor 8y MN cat dies of acute renal failure. Nx/ Histo: Nephrosis & ethylene glycol crystals
 - Scenario 1: The owner recalls spilling some last week on her driveway. Manner of death?

- Ex: An indoor-outdoor 8y MN cat dies of acute renal failure. Nx/ Histo: Nephrosis & ethylene glycol crystals
 - Scenario 1: The owner recalls spilling some last week on her driveway. Manner of death?
 - Accident

- Ex: An indoor-outdoor 8y MN cat dies of acute renal failure. Nx/ Histo: Nephrosis & ethylene glycol crystals
 - Scenario 2: A bowl of cat food mixed with antifreeze is found in the neighbor's yard with the neighbor's fingerprints on it. Manner of death?

- Ex: An indoor-outdoor 8y MN cat dies of acute renal failure. Nx/ Histo: Nephrosis & ethylene glycol crystals
 - Scenario 2: A bowl of cat food mixed with antifreeze is found in the neighbor's yard with the neighbor's fingerprints on it. Manner of death?
 - Non-accidental injury

 Ex: A Yorkie is found in a suitcase submerged in a park fountain. Nx: Moderate decomp; No gross or histo lesions. COD = Undetermined.
 Manner of death?

- Ex: A Yorkie is found in a suitcase submerged in a park fountain. Nx: Moderate decomp; No gross or histo lesions. COD = Undetermined.
 Manner of death?
 - Non-accidental injury*
 - Dog cannot accidentally shut itself in suitcase
 & place itself in fountain
 - *Unless vet records of euthanasia produced >> Crime = improper disposal

COD & MANNER

 It is common to rely partially or wholly on investigative findings to determine the COD & manner, especially when NX does not result in a clear answer.

SUMMARY

Evidence

 Look for it, document it, collect it, & start an evidence receipt (COC)

Photos

- No people's faces, minimize gore
- Ruler, case ID#, & date
- Can never have too many

Report

- Basic info, Description, COD, Summary in laymen's terms
- Cause of death is the ROOT cause; Laymen's terms
- Mechanism is a process; Less important in court

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