

\_\_\_\_\_ COURT OF THE STATE OF NEW YORK  
COUNTY OF \_\_\_\_\_: PART \_\_\_\_\_

-----X  
THE PEOPLE OF THE STATE OF NEW YORK

DNA COMPARISON ORDER

-against-

Indictment/Docket No. **(NUMBER)**

(NAME),

Defendant.

-----X  
HON. \_\_\_\_\_:

WHEREAS, pursuant to CPL §245.24, the prosecution is in possession, custody, or control of property containing a deoxyribonucleic acid (“DNA”) profile obtained from probative biological material gathered in connection with the investigation of the crime, or of defendant, or the prosecution of defendant; and

WHEREAS, defendant has established (a) that such profile complies with the applicable federal bureau of investigation and/or state requirements as applied to law enforcement agencies seeking a keyboard search or similar comparison, and (b) that the data meets state DNA index system and/or national DNA index system criteria as applied to law enforcement agencies seeking such a keyboard search or similar comparison; and

WHEREAS, defendant has established that a comparison is material to the presentation of his or her defense and that the request is reasonable; and

WHEREAS, upon motion of defendant notice was given to all parties and **[ENTITY REQUIRED TO PERFORM THE SEARCH]**.

NOW THEREFORE, IT IS HEREBY

ORDERED that the [ENTITY] that has access to the combined DNA index system or its successor system compare such DNA profile against DNA databanks by keyboard searches, or a similar method that does not involve uploading.

SO ORDERED:

Dated: \_\_\_\_\_

HON. \_\_\_\_\_