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September 28<sup>th</sup>, 2010

**Kristin Davis**

**Subject:** Davis, Kristin  
**Date of Birth:** July 7<sup>th</sup>, 1975  
**File #:** 10—0928 KD  
**Date of Examination:** September 28<sup>th</sup>, 2010

Dear Ms. Davis:

As per your request, a Forensic Psychophysiological Truth Verification Examination was conducted on you, **Ms. Kristin Davis**, born on **July 7<sup>th</sup>, 1975**, with . You took the polygraph exam voluntarily to determine the truthfulness on the statement you wrote and signed regarding relevant information previous to your arrest and conviction of Promoting Prostitution that Mr. Eliot Spitzer, former Governor of New York has used the services of your agency.

**Procedure:**

The following forms were reviewed with Ms. Davis prior to the examination:

1. Release of Information Form
2. The consent and Limits of Confidentiality Form
3. The Medical Questionnaire Form
4. The Agreement Cooperation Form

Prior to the examination Ms. Davis signed a consent form assuring all concerned he was aware of his rights regarding the polygraph, and was taking the examination voluntarily. At the conclusion of the examination he again signed a form assuring all concerned that he was well treated, and remained of his own free will, knowing he could stop the procedure and leave at any time he desired.

The Forensic Psychophysiological Truth Verification examination utilized computerized forensic testing instrumentation (Lafayette System) which recorded psychophysiological responses by using software designed by Lafayette Instrument Co, Lafayette, Indiana. Relative changes in blood pressure, rate and strength of pulse rate, electrodermal activity, and respiratory inhalation/exhalation patterns were utilized to determine the tonic and phasic tracings. Prior to the test being administered, a calibrated verification of sensitivity was accomplished to determine if the subject was a suitable candidate for the forensic procedures as well as to determine the anxiety level of the subject.

**Intake Profile:**

Ms. Davis is a 35 years old female who presented her stated age. She stated that she is single. In addition, she stated that at the moment she is not under the care of a physician. Also, she stated that she did not feel any pain and/or discomfort at this time she was interviewed but felt nervousness. She also stated that she slept for a period of 6 hours last night and that she slept well.

**Pre-Test Phase:**

Prior to the administration of the examination, Ms. Davis was asked to write and sign a statement as to why she was submitting to a polygraph examination. Ms. Davis told this examiner that she needed to prove she was telling the truth regarding previous to her arrest and conviction of Promoting Prostitution and that Mr. Eliot Spitzer, former Governor of New York was among her clients. Mrs. Davis provided the following statement:

*“Sometime in 2007 or early 2008, prior to my arrest, Irma Nezirovic, a.k.a. Aubrey, informed me that while walking down the street she recognized a client from the front page of the newspaper as Eliot Spitzer, Governor of New York. In audio recordings made prior to my arrest, Irma stated that she had seen Eliot Spitzer, several times, that he was aggressive and that Winnie Wong, my former phone booker, first booked her with him at my 38<sup>th</sup> Street apartment sometime in 2005.*

*In 2005, and also again in March 2008, prior to my arrest, I was informed by Winnie Wong that Eliot Spitzer using ‘E.S.’ called an agency she used to work for named Fleur D’Elite and tipped them off to a potential sting of escort agencies.”*

*I swear that this statement is the truth.*

*New York City, New York*

*September 28<sup>th</sup>, 2010*

*Kristin Davis*

**In-Test Phase II:**

Prior to the administration of the forensic psychophysiological test, an acquaintance test was administered to verify that the subject was a suitable candidate for the polygraph examination. This examination allows the subject to become acquainted with the polygraph procedure before the actual administration of the test with the relevant questions and at the same time, allows the examiner to determine if the subject is suitable for such exam or not.

Ms. Davis was found to be a suitable subject to take the polygraph examination.

During this phase, this examiner asked a series of different types of questions to the examinee. Then, this examiner asked Ms. Davis to explain each of the questions to be asked on the examination on her own terms. Ms. Davis confirmed that she understood the meaning of all the questions.

Then, I asked Ms. Davis if she had any other information which she had withheld from me and she said, “No.”

The Following Relevant Questions Were Asked on Three Separate Charts of an Integrated Zone Comparison Technique:

QUESTION FORMULATION	RESPONSE	DETERMINATION
1. Did you tell the truth on all issues on the statement you wrote and signed today?	YES	NO SINGNIFICANT REACTION
2. Regarding the statements you made, did you tell the entire truth??	YES	NO SINGNIFICANT REACTION
3. Did you tell the whole truth in the declaration you made and signed today?	YES	NO SINGNIFICANT REACTION

**Remarks:**

The charts were analyzed using the "Horizontal Scoring System." This system has been shown to be ninety percent accurate when decisions of Truthfulness are rendered where total scores are + 13.0 or higher, and Deception when - 13.0 or lower. **This examinee's score was + 21.0, an indication that she was telling the truth.**

**Conclusion:**

It is the professional opinion of this examiner; based on the reactions to the above formulated test questions, it can be concluded as **No Deception Indicated or Truthful.**

This examination was conducted by:



Forensic Psychophysiologicalist