

LAW OFFICES OF

LATHROP & VILLA

A PARTNERSHIP

904 SILVER SPUR ROAD #430

ROLLING HILLS ESTATES, CALIFORNIA 90274

TELEPHONE (310) 237-1000 FACSIMILE: (310) 237-1010 EMAIL: smls@cox.net

February 14, 2018

Via TrueFiling

Supreme Court of California
Attn: Mr. Jorge E. Navarrete
Court Administrator and Clerk of the Supreme Court
350 McAllister Street
San Francisco, CA 94102-4797

Re: *People v. Richard Penunuri*, No. S095076
Focus Issues for Oral Argument

Dear Mr. Navarrete:

The Court requested counsel advise it and opposing counsel by letter of those issues on which counsel expects to focus the argument. I intend to focus on the following issues:

1. Whether admission of out-of-court statements and prior testimony of Carlos Arias warrant reversal of the convictions in counts 3, 4 and 5. (Argument IX.)
2. Whether admission of out-of-court statements of Alejandro Delaloza warrant reversal of the convictions in counts 1, 2, 4 and 5. (Argument X.)
3. Whether the trial court's remarks in the presence of the jury warrant reversal of the convictions. (Argument XII.)

Respectfully submitted,

s/Stephen M. Lathrop
Stephen M. Lathrop

Attorney for Defendant/Appellant
Richard Penunuri

Proof of Service

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 904 Silver Spur Road #430, Rolling Hills Estates, CA 90274. On February 14, 2018, I served the following document(s) described as **Focus Issues for Oral Argument** on the interested party(ies) in this action by placing _ the original or X a true copy thereof enclosed, in (a) sealed envelope(s), addressed as follows:

Richard Penunuri, #T-06637
CSP-SQ
IAC11
San Quentin, CA 94974

I am readily familiar with the firm's practice for collection and processing of correspondence and other materials for mailing with the United States Postal Service. On this date, I sealed the envelope(s) containing the above materials and placed the envelope(s) for collection and mailing on this date at the address above following our office's ordinary business practices. The envelope(s) will be deposited with the United States Postal Service on this date, in the ordinary course of business.

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on February 14, 2018, at Rolling Hills Estates, California.

/s/ Stephen M. Lathrop
Declarant

STATE OF CALIFORNIA
 Supreme Court of California

PROOF OF SERVICE

STATE OF CALIFORNIA
 Supreme Court of California

Case Name: **PEOPLE v. PENUNURI**
(RICHARD)

Case Number: **S095076**

Lower Court Case Number:

1. At the time of service I was at least 18 years of age and not a party to this legal action.
2. My email address used to e-serve: **lathrop126813@gmail.com**
3. I served by email a copy of the following document(s) indicated below:

Title(s) of papers e-served:

Filing Type	Document Title
LETTER	Focus Issues for Oral Argument

Service Recipients:

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Attorney General - Los Angeles Office E. Carlos Dominguez, Deputy Attorney General LAG	carlos.dominguez@doj.ca.gov	e-Service	2/14/2018 10:34:27 AM
Carlos Dominguez CA Attorney General's Office - Los Angeles 241097	carlos.dominguez@doj.ca.gov	e-Service	2/14/2018 10:34:27 AM
eService California Appellate Project California Appellate Project 000000	filing@capsf.org	e-Service	2/14/2018 10:34:27 AM
Guadalupe Zavala CA Attorney General's Office - Los Angeles	guadalupe.zavala@doj.ca.gov	e-Service	2/14/2018 10:34:27 AM
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Stephen Lathrop Stephen Lathrop 126813	lathrop126813@gmail.com	e-Service	2/14/2018 10:34:27 AM
Stephen Lathrop Law Offices of Lathrop & Villa 126813	stephen.lathrop@cox.net	e-Service	2/14/2018 10:34:27 AM

This proof of service was automatically created, submitted and signed on my behalf through my agreements with TrueFiling and its contents are true to the best of my information, knowledge, and belief.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

--

Date

/s/Stephen Lathrop

Signature

Lathrop, Stephen (126813)

Last Name, First Name (PNum)

Stephen Lathrop

Law Firm