

## Office of the State Public Defender

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Oakland, California 94607-4139  
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March 12, 2018

Jorge E. Navarrete, Clerk  
Supreme Court of California  
350 McAllister Street  
San Francisco, CA 94102

Re: *People v. John Samuel Ghobrial*, No. S105908

Dear Mr. Navarrete:

Oral argument in the above-referenced case has been calendared for 1:30 p.m. on Tuesday, April 3, 2018. At that time, I intend to focus my argument on the following issue (numbered as it appears in appellant's opening brief):

- I. The Trial Court Violated Ghobrial's Constitutional Rights When It Failed to Inquire Sua Sponte About His Competency, Despite Substantial Evidence That Ghobrial Was Not Competent to Stand Trial

Thank you for bringing this letter to the Court's attention.

Sincerely,

/s/ Anne W. Lackey  
Anne W. Lackey  
Senior Deputy State Public Defender

Attorney for Appellant

**DECLARATION OF SERVICE BY MAIL**

*People v. John Samuel Ghobrial*

Supreme Court Case No. S105908

I, the undersigned, declare as follows:

I am over the age of 18, not a party to this cause. I am employed in the county where the mailing took place. My business address is 1111 Broadway, 10<sup>th</sup> Floor, Oakland, California, 94607. I served a copy of the following document(s):

**Focus Letter**

by enclosing it in envelopes and

/ / **depositing** the sealed envelope with the United States Postal Service with the postage fully prepaid;  
/X/ **placing** the envelopes for collection and mailing on the date and at the place shown below following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.

The envelopes were addressed and mailed on **March 12, 2017**, as follows:

John Samuel Ghobrial #T-50232  
CSP-SQ  
1-INF-03  
San Quentin, CA 94974

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Signed on March 12, 2017, at Oakland, California.

/s/ Jon Nichols

\_\_\_\_\_  
Jon Nichols

STATE OF CALIFORNIA  
Supreme Court of California

**PROOF OF SERVICE**

STATE OF CALIFORNIA  
Supreme Court of California

Case Name: **PEOPLE v. GHOBRIAL (JOHN SAMUEL)**

Case Number: **S105908**

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: **anne.lackey@ospd.ca.gov**
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 Letter   |

Service Recipients:

| Person Served  | Email Address                | Type      | Date / Time                 |
|--|------------------------------|-----------|-----------------------------|
| Office Of The State Public Defender - Ok<br>Anne Lackey, Sr. Deputy State Public Defender<br>SFD | docketing@ospd.ca.gov        | e-Service | 3/12/2018<br>12:13:42<br>PM |
| Attorney General - San Diego Office<br>Collette Cavalier, Deputy Attorney General<br>SDG         | collette.cavalier@doj.ca.gov | e-Service | 3/12/2018<br>12:13:42<br>PM |
| Office Of The State Public Defender - Ok<br>Anne Lackey, Sr. Deputy State Public Defender<br>SFD | anne.lackey@ospd.ca.gov      | e-Service | 3/12/2018<br>12:13:42<br>PM |
| Habeas Corpus Resource Center<br>Michael J. Hersek, Executive Director<br>HRC                    | mhersek@hrcr.ca.gov          | e-Service | 3/12/2018<br>12:13:42<br>PM |
| Anne Lackey<br>Office of the State Public Defender<br>172969                                     | anne.lackey@ospd.ca.gov      | e-Service | 3/12/2018<br>12:13:42<br>PM |
| Denise Anton<br>Office of the State Public Defender<br>91312                                     | denise.anton@ospd.ca.gov     | e-Service | 3/12/2018<br>12:13:42<br>PM |
| OSPD Docketing<br>Office of the State Public Defender<br>000000                                  | docketing@ospd.ca.gov        | e-Service | 3/12/2018<br>12:13:42<br>PM |

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/Anne Lackey

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Signature

Lackey, Anne (172969)

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Last Name, First Name (PNum)

Office of the State Public Defender

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Law Firm