

SUPREME COURT COPY

KAMALA D. HARRIS
Attorney General

State of California
DEPARTMENT OF JUSTICE



300 SOUTH SPRING STREET, SUITE 1702
LOS ANGELES, CA 90013

Public: (213) 897-2000
Telephone: (213) 897-2362
Facsimile: (213) 897-6496
E-Mail: Keith.Borjon@doj.ca.gov

April 15, 2013

Frank A. McGuire
Clerk of the Supreme Court
California Supreme Court
350 McAllister Street
San Francisco, CA 94102

COPY

**SUPREME COURT
FILED**

APR 17 2013

RE: *People v. Glen Rogers (Death Penalty)*
Case No. S080840; Our File No. LA1999XS0015

Frank A. McGuire Clerk

Dear Mr. McGuire:

Deputy

The Court has requested that counsel advise the Court and opposing counsel by letter of those issues on which counsel expects to focus at oral argument, calendared for May 9, 2013. As counsel for respondent, I intend to focus my argument on the issues identified in opposing counsel's focus letter. I have currently been advised that appellant will focus on: claim number 1, regarding the alleged erroneous admission of other crimes evidence under Evidence Code sections 1101(b) and 352; claim number 3, regarding the alleged erroneous instruction on flight; and claim number 4, regarding the alleged erroneous instruction on possession of recently stolen property. In addition, I will be prepared to address any matter of interest to the Court.

Sincerely,

A handwritten signature in black ink, appearing to read "KHB", written over a horizontal line.

KEITH H. BORJON
Supervising Deputy Attorney General

For KAMALA D. HARRIS
Attorney General

KHB:jrf
LA1999XS0015
60984609.doc

DECLARATION OF SERVICE BY U.S. MAIL

Case Name: *The People of the State of California v. Glen Rogers*

Case No.: **S080840**

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter.

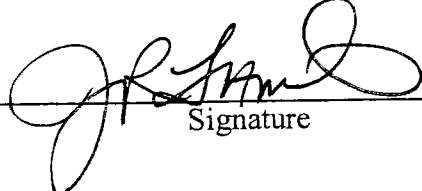
I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service with postage thereon fully prepaid that same day in the ordinary course of business.

On April 15, 2013, I served the attached **FOCUS LETTER** by placing a true copy thereof enclosed in a sealed envelope in the internal mail collection system at the Office of the Attorney General at 300 South Spring Street, Suite 1702, Los Angeles, CA 90013, addressed as follows:

William Hassler
Attorney at Law
P.O. Box 2807
McKinleyville, CA 95519

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 April 15, 2013, at Los Angeles, California.

J.R. Familo
Declarant



Signature