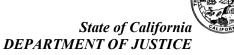
Supreme Court of California

Jorge E. Navarrete, Clerk and Executive Officer of the Court

Electronically FILED on 9/24/2021 by April Boelk, Deputy Clerk

ROB BONTA
Attorney General



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September 24, 2021

Jorge E. Navarrete, Clerk Supreme Court of California 350 McAllister Street, Room 1295 San Francisco, CA 94102-4797

RE: People v. Michael Raymond Johnson

California Supreme Court Case No. S070250 (Capital Case)

Dear Mr. Navarrete:

Pursuant to this Court's Notice to Counsel Appearing for Oral Argument, counsel for respondent provides the following additional authorities that were decided after respondent's brief was filed and are not contained in any of the briefs. Two of the cases are relevant to appellant's fourth claim, which he has indicated he intends to address at oral argument—whether the trial court erroneously admitted statements appellant made to a psychiatrist working for the prosecution (AOB at 133-183, Arg. IV): *People v. Krebs* (2019) 8 Cal.5th 265; *People v. Caro* (2019) 7 Cal.5th 463. One case is relevant to appellant's seventh claim, which he also intends to address at argument—that the prosecutor repeatedly committed misconduct (AOB at 241-306, Arg. VII): *People v. Nieves* (2021) 11 Cal.4th 404.

Sincerely,

s/Wyatt E. BloomfieldWYATT E. BLOOMFIELDDeputy Attorney General

For ROB BONTA Attorney General

WEB:jw

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DECLARATION OF ELECTRONIC SERVICE AND SERVICE BY U.S. MAIL

Case Name: People v. Michael Raymond Johnson No.: S070250

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 collecting and processing electronic and physical correspondence. 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. Correspondence that is submitted electronically is transmitted using the TrueFiling electronic filing system. Participants who are registered with TrueFiling will be served electronically. Participants in this case who are not registered with TrueFiling will receive hard copies of said correspondence through the mail via the United States Postal Service or a commercial carrier.

On <u>September 24, 2021</u>, I electronically served the attached NEW AUTHORITY LETTER by transmitting a true copy via this Court's TrueFiling system to:

Anthony J. Dain, Martha Zarate Attorneys at Law anthony.dain@procopio.com martha.zarate@procopio.com Michael Hersek, Director Habeas Corpus Resource Center mhersek@hcrc.ca.gov

Because one or more of the participants in this case have not registered with the Court's TrueFiling system or are unable to receive electronic correspondence, on <u>September 24</u>, <u>2021</u>, I placed 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:

County of Ventura, Main Courthouse Superior Court of California Ventura Hall of Justice P.O. Box 6489 Ventura, CA 93006-6489 California_Appellate_Project 101 Second St., Ste. 600 San Francisco, CA 94105

Office of the Public Defender County of Ventura 800 S. Victoria Ave. Ventura, CA 93009

On <u>September 24, 2021</u>, I served the attached NEW AUTHORITY LETTER by transmitting a true copy via electronic mail using my email address Judy.Wu@doj.ca.gov to:

Maeve Fox, Deputy District Attorney Courtesy Copy by E-mail

I declare	under pena	Ity of p	erjury u	nder the	laws of	the S	State	of Califor	nia	the fo	regoin	g is
true and	correct and	that th	nis decla	ration wa	ıs execu	uted c	n <u>Sep</u>	tember	24,	2021	at Los	3
Angeles,	California.											

J. Wu /s/ J. Wu

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Supreme Court of California

Jorge E. Navarrete, Clerk and Executive Officer of the Court

Electronically FILED on 9/24/2021 by April Boelk, Deputy Clerk

STATE OF CALIFORNIA

Supreme Court of California

PROOF OF SERVICE

STATE OF CALIFORNIASupreme Court of California

Case Name: PEOPLE v. JOHNSON (MICHAEL RAYMOND)

Case Number: **S070250**

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: wyatt.bloomfield@doj.ca.gov
- 3. I served by email a copy of the following document(s) indicated below:

Title(s) of papers e-served:

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	LETTER	S070250_NAL_People v. Johnson				
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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.

9/24/2021			
9/24/2021 Date			
/s/Judy Wu			
/s/Judy Wu Signature			

Bloomfield, Wyatt (240943)

Last Name, First Name (PNum)

CA Attorney General's Office - Los Angeles

Law Firm