

## Office of the State Public Defender

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December 27, 2018

Mr. Jorge E. Navarrete, Clerk  
Supreme Court of California  
350 McAllister St.  
San Francisco, CA 94102-3600

**Re:** *People v. Juan Sanchez*  
Supreme Court of California Case No. S087569

Dear Mr. Navarrete:

This case is scheduled for oral argument on Tuesday, January 8, 2019, at 1:30 p.m., in San Francisco. For the Court's consideration, appellant cites the following additional authorities not contained in the briefs on file.

**Argument III: The Admissibility of Oscar's Identifications**

Senate Bill No. 923 (Penal Code section 859.7, operative on January 1, 2020) (when effective, requiring law enforcement agencies to adopt eye witness identification procedures for photo lineups and live lineups that comply with requirements specified in the new statute, drawing on 30 years of peer-reviewed research establishing evidence-based practices to decrease the risk of misidentification).

*People v. Reed* (2018) 4 Cal.5th 989, 1027-1031 (dis. opn. of Liu, J.) (urging "the Legislature, the Judicial Council, or this court to develop principles that guide the admissibility of eyewitness identification evidence").

**Argument V: The Erroneous Restriction of Impeachment Evidence**

*In re I.C.* (2018) 4 Cal.5th 869, 894 (even where no evidence existed that child witness was coached or had motive to lie, child's fantastical statements – ranging from the highly significant to the mundane – were equally relevant in determining whether she was likely telling the truth about the incidents at issue).

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

Sincerely,

**/s/ NINA WILDER**

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**NINA WILDER**  
Supervising Deputy State Public Defender

**DECLARATION OF SERVICE**

Case Name: *People v. Juan Sanchez*  
Case Number: **Cal. Supreme Court No. S087569**  
**Tulare County Sup. Ct. No. CR-40863**

I, **Lauren Emerson**, 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, 10th Floor, Oakland, California, 94607. I served a true copy of the following document(s):

**ADDITIONAL AUTHORITIES LETTER**

by enclosing it in an envelope and placing the envelope 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 envelope was addressed and mailed on **December 27, 2018**, as follows:

Mr. Juan Sanchez  
CDCR #P-75273, 5-EB-97  
San Quentin State Prison  
San Quentin, CA 94974

The following were served the aforementioned document(s) electronically via TrueFiling on **December 27, 2018**:

Angelo Edralin  
Office of the Attorney General  
P.O. Box 944255  
Sacramento, CA 94244-2550

Kenneth Sokoler  
Office of the Attorney General  
P.O. Box 944255  
Sacramento, CA 94244-2550

Habeas Corpus Resource Center  
303 2nd Street  
San Francisco, CA 94107

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Signed on December 27, 2018, at Oakland, California.

**/s/ LAUREN EMERSON**

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**LAUREN EMERSON**

STATE OF CALIFORNIA  
Supreme Court of California

**PROOF OF SERVICE**

STATE OF CALIFORNIA  
Supreme Court of California

Case Name: **PEOPLE v. SANCHEZ  
(JUAN)**

Case Number: **S087569**

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: **nina.wilder@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
ADDITIONAL CITES FOR ORAL ARGUMENT	Additional Authorities Letter

Service Recipients:

Person Served	Email Address	Type	Date / Time
Attorney General - Sacramento Office Angelo S. Edralin, Deputy Attorney General SAG	angelo.edralin@doj.ca.gov	e-Service	12/27/2018 1:04:47 PM
Habeas Corpus Resource Center N. Shah, A. Kim, N. Link, F. Renteria, Staff Attorneys HRC	docketing@hrc.ca.gov	e-Service	12/27/2018 1:04:47 PM
Habeas Corpus Resource Center N. Shah, A. Kim, N. Link, F. Renteria, Staff Attorneys HRC	docketing@hrc.ca.gov	e-Service	12/27/2018 1:04:47 PM
Angelo Edralin DOJ Sacramento/Fresno AWT Crim 190085	angelo.edralin@doj.ca.gov	e-Service	12/27/2018 1:04:47 PM
Kenneth Sokoler DOJ Sacramento/Fresno AWT Crim 161024	Kenneth.Sokoler@doj.ca.gov	e-Service	12/27/2018 1:04:47 PM
OSPD Docketing Office of the State Public Defender 000000	docketing@ospd.ca.gov	e-Service	12/27/2018 1:04:47 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.

12/27/2018

Date

/s/Nina Wilder

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Signature

Wilder, Nina (100474)

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Last Name, First Name (PNum)

Office of the State Public Defender

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Law Firm