

KAMALA D. HARRIS
Attorney General

COPY

State of California
DEPARTMENT OF JUSTICE



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May 16, 2014

Mr. Frank A. McGuire, Clerk
California Supreme Court
350 McAllister Street
San Francisco, CA 94102-3600

SUPREME COURT
FILED

MAY 19 2014

Frank A. McGuire Clerk
Deputy

RE: *People v. Gene Estel McCurdy*
No. S061026

Dear Mr. McGuire:

This letter is to advise the Court of respondent's focus issues for the argument scheduled on Thursday, May 29, 2014. Respondent will focus on the same issues highlighted by appellant: Issues I and III, concerning the trial court's denial of the motion for change of venue and admission of other acts evidence under Evidence Code sections 1101 and 1108.

Sincerely,

Handwritten signature of Catherine Tennant Nieto in cursive.

CATHERINE TENNANT NIETO
Deputy Attorney General

For KAMALA D. HARRIS
Attorney General

CTN:
SA1997XS0003
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DEATH PENALTY

DECLARATION OF SERVICE BY U.S. MAIL

Case Name: **People v. Gene Estel McCurdy**

No.: **S061026**

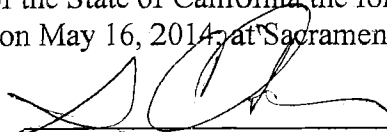
I declare:

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 May 16, 2014, I served the attached **Respondent's Focus Issues 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 1300 I Street, Suite 125, P.O. Box 944255, Sacramento, CA 94244-2550, addressed as follows:

Gary D. Garcia
Senior Deputy State Public Defender
Office of the State Public Defender
Senior Deputy State Public Defender
1111 Broadway, Tenth Floor
Oakland, CA 94607
Attorneys for Appellant
(2 copies)

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 May 16, 2014, at Sacramento, California.



Declarant