

# SUPREME COURT COPY

## Cannon & Harris

*Attorneys at Law*

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May 10, 2012

SUPREME COURT  
**FILED**

MAY 11 2012

Frederick K. Ohlrich Clerk

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Deputy

Honorable Frederick K. Ohlrich  
Clerk of the Court  
Supreme Court of California  
350 McAllister Street  
San Francisco, CA 94102-3600

**Re: *People v. Kenneth McKinzie***  
**Supreme Court Case No. S081918**  
**Ventura County Superior Court No. CR40930**

Dear Mr. Ohlrich:

Oral argument in the above-entitled case is set for May 30, 2012. This Court's Notice to Counsel Appearing for Oral Argument states that counsel must submit a list of cases that counsel intends to cite at oral argument and that are not cited in the briefs. Appellant respectfully submits the following case.

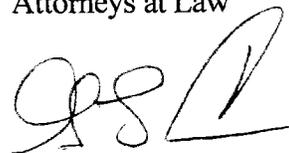
**Issue III (*Witherspoon/Witt*)**

*People v. Pearson* (2012) 53 Cal.4th 306, 327-333.

Your attention to this matter is appreciated. Please feel free to contact me if you or the Court has any questions or concerns.

Very truly yours,

Cannon & Harris  
Attorneys at Law



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Gregory L. Cannon

**PROOF OF SERVICE BY MAIL**

I am over the age of eighteen (18) years and not a party to the within-entitled action; my business address is 6046 Cornerstone Court West, Suite 141, San Diego, California, 92121-4733.

On May 10, 2012, I served the within

**LETTER RE: ADDITIONAL AUTHORITY  
TO BE CITED DURING ORAL ARGUMENT**

on the interested parties herein in said action, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid in the United States mail addressed as follows:

California Appellate Project  
Attn: Mordecai Garelick, Esq.  
101 Second Street, Suite 600  
San Francisco, CA 94105

Eric E. Reynolds, Esq.  
Deputy Attorney General  
300 S. Spring Street, 5th Floor  
Los Angeles, CA 90013

Mr. Kenneth McKinzie, P-52900  
San Quentin State Prison  
Tamal, CA 94964

I certify (or declare), under penalty of perjury under the laws of the State of California, that the above is true and correct.

Dated: May 10, 2012



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Gregory L. Cannon