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DEPARTMENT OF JUSTICE



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December 29, 2017

The Honorable Jorge E. Navarrete
Court Administrator and Clerk
Supreme Court of the State of California
350 McAllister Street
San Francisco, CA 94102

RE: *People v. James Anthony Daveggio and Michele Lyn Michaud*, Case No. S110294
Respondent's Supplemental Authority Letter

Dear Mr. Navarrete:

The People respectfully direct the Court's attention to *People v. Aranda* (2012) 55 Cal.4th 342, that was published after the submission of respondent's brief. *Aranda* is relevant to Argument I in appellant Michaud's opening brief.

Respectfully submitted,

/s/ Huy T. Luong

HUY T. LUONG
Deputy Attorney General
State Bar No. 251507

For XAVIER BECERRA
Attorney General

DEATH PENALTY

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

Case Name: ***People v. James Anthony Daveggio and Michele Lyn Michaud***

No.: **S110294**

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 December 29, 2017, I electronically served the attached **RESPONDENT'S SUPPLEMENTAL AUTHORITY LETTER** by transmitting a true copy via this Court's TrueFiling system. 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 December 29, 2017, 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 455 Golden Gate Avenue, Suite 11000, San Francisco, CA 94102-7004, addressed as follows:

David H. Goodwin
Attorney at Law
[Served via TrueFiling]

Kathy Moreno
Attorney at Law
[Served via TrueFiling]

County of Alameda
Civil Division - Rene C. Davidson
Superior Court of California
1225 Fallon Street, Room 109
Oakland, CA 94612-4293

The Honorable Nancy O'Malley
District Attorney
Alameda County District Attorney's Office
1225 Fallon Street, Room 900
Oakland, CA 94612-4203

Janyce Keiko Imata Blair
Attorney at Law
[Served via TrueFiling]

California Appellate Project (SF)
[Served via TrueFiling]

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 December 29, 2017, at San Francisco, California.

Tan Nguyen

Declarant

/s/ Tan Nguyen

Signature

STATE OF CALIFORNIA
Supreme Court of California

PROOF OF SERVICE

STATE OF CALIFORNIA
Supreme Court of California

Case Name: **PEOPLE v. DAVEGGIO &
MICHAUD**

Case Number: **S110294**

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: **Huy.Luong@doj.ca.gov**
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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

12-29-2017

Date

/s/Huy Luong

Signature

Luong, Huy (251507)

Last Name, First Name (PNum)

California Dept of Justice, Office of the Attorney General

Law Firm