

COPY



KAMALA D. HARRIS
Attorney General

SUPREME COURT COPY

State of California
DEPARTMENT OF JUSTICE

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October 23, 2015

The Honorable Frank A. McGuire
Court Administrator and Clerk of the Court
Supreme Court of California
350 McAllister Street, First Floor
San Francisco, California 94102-4797

**SUPREME COURT
FILED**

OCT 23 2015

RE: *People v. Masters (Jarvis)*
Supreme Court of the State of California, Case No. S016883

Frank A. McGuire Clerk
Deputy

Dear Mr. McGuire:

This letter specifies the issues on which I expect to focus during oral argument in *People v. Masters*, case no. S016883, scheduled for argument on November 3, 2015, in Sacramento. As respondent's counsel, I intend to focus on the issues identified in appellant's counsel's focus letter. Appellant's counsel has advised me that he will focus on the first six guilt phase claims:

Claim 1 - "The Denial Of A Lineup And Crucial Cross-Examination Of Willis Was Prejudicial Constitutional Error";

Claim 2 - "The Exclusion Of Compelling Evidence Of Misidentification And Innocence Was Error";

Claim 3 - "The Court's Failure To Sever Masters' Trial From Woodard's Further Prevented Masters From Presenting His Defense";

Claim 4 - "Denying Masters Every Opportunity To Present His Principal Defense Resulted In Prejudicial Error";

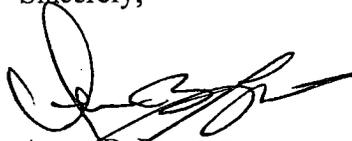
Claim 5 - "The State's Failure To Disclose Evidence Of Evans' Bias And The Trial Court's Ruling Preventing Masters From Presenting This Evidence Require Reversal"; and

Claim 6 - "The Denial Of Judicial Use Immunity, Coupled With Restrictions On Examination Of The Prosecutor's Motives, Was Constitutional And Prejudicial Error".

DEATH PENALTY

In addition, I will be prepared to address any matter of interest to the Court.

Sincerely,

A handwritten signature in black ink, appearing to read 'Alice B. Lustre', written over the typed name.

ALICE B. LUSTRE
Deputy Attorney General

For KAMALA D. HARRIS
Attorney General

DECLARATION OF SERVICE BY U.S. MAIL

Case Name: **People v. Masters (Jarvis)**
Supreme Court Case No.: **S016883**

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 October 23, 2015, I served the attached **Letter to the Honorable Frank A. McGuire Re: Focus** 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 455 Golden Gate Avenue, Suite 11000, San Francisco, CA 94102-7004, addressed as follows:

Joseph Baxter
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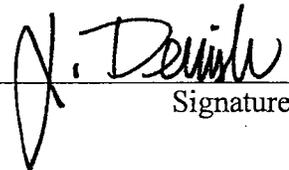
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I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on October 23, 2015, at San Francisco, California.

L. Denish
Declarant



Signature