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May 26, 2021

Jorge Navarrete
Clerk and Executive Officer
Supreme Court of California
350 McAllister Street
San Francisco, CA 94102

Re: *People v. Edward Wycoff* (S178669)
Oral Argument: June 1, 2021

Dear Mr. Navarrete:

This letter constitutes my “focus letter” for the oral argument in *People v. Wycoff* scheduled for the afternoon of June 1, 2021.

As counsel for Appellant, I only intend to address the first argument raised in Appellant’s Opening Brief. That argument is captioned as follows: “III. The Trial Court(s) Committed Numerous Instances of Reversible Error When They Failed to Conduct a Hearing Into Wycoff’s Competency to Stand Trial; (2) Failed to Conduct a Hearing Into Wycoff’s Competency For Self-Representation; (3) And Applied an Incorrect Legal Standard.” This argument is set forth at pages 58-123 of Appellant’s Opening Brief.

In addition, the Court sent a letter to counsel on May 24, 2021, asking counsel to address whether a remand was appropriate to allow the trial court to conduct “a retrospective competency hearing.” I will address that question with specific reference to this Court’s opinion in *People v. Rodas* (2018) 6 Cal.5th 219, 238-241, which was issued after briefing in this case was complete.

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Should the Court wish to address any other issues raised in this case I will more than happy to respond.

Very truly yours,

DAVID NICKERSON
(Counsel for Appellant,
Edward Wycoff)

cc: CAP
Edward Wycoff
Basil Williams

PROOF OF SERVICE BY MAIL

I declare that I am over the age of eighteen years and not a party to the within-entitled action. My business address is 5 Astor Circle, Santa Fe, New Mexico, 87506.

On May 26, 2021, I served a Focus Letter dated May 26, 2021 in

PEOPLE V. EDWARD WYCOFF, Supreme Court case # S178669

by placing a true copy thereof enclosed in a sealed postage box with postage fully prepaid thereon in the United States mail at Portola, California, addressed as follows:

Edward Wycoff
AB-7007
San Quentin State Prison
San Quentin, CA. 94974

I declare under penalty of perjury that the foregoing is true and correct, and that this declaration was executed on May 26, 2021, at Portola, California.

____ \s/ _____
DAVID NICKERSON

STATE OF CALIFORNIA
Supreme Court of California

PROOF OF SERVICE

STATE OF CALIFORNIA
Supreme Court of California

Case Name: **PEOPLE v. WYCOFF (EDWARD MATTHEW)**

Case Number: **S178669**

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: **nickersonlaw@comcast.net**
3. I served by email a copy of the following document(s) indicated below:

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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.

5/26/2021

Date

/s/David Nickerson

Signature

Nickerson, David (111885)

Last Name, First Name (PNum)

Law Offices of David Nickerson

Law Firm