

XAVIER BECERRA
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DEPARTMENT OF JUSTICE



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SUPREME COURT COPY

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January 26, 2018

Jorge E. Navarrete
Clerk of the Supreme Court
California Supreme Court
350 McAllister Street
San Francisco, CA 94102

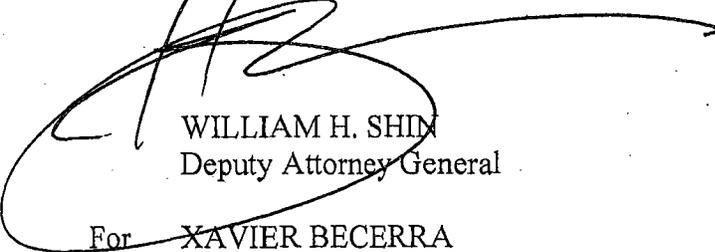
RE: *People v. Ennis Reed* (Death Penalty)
Case No. S082776; Our File No. LA2000XS0001

Dear Mr. Navarrete:

Pursuant to this Court's Notice to Counsel Appearing for Oral Argument, counsel for respondent may refer to the following additional authorities during oral argument in response to issues raised by appellant or the Court as described below:

- (1) Whether the trial court improperly denied appellant's *Wheeler/Batson* motion during the guilt phase jury selection for failure to establish a prima facie case of group bias (AOB 133-161, Arg. IV): *People v. Parker* (2017) 2 Cal.5th 1184, 1206-1213; *People v. Zaragoza* (2016) 1 Cal.5th 21, 42-44; *People v. Clark* (2016) 63 Cal.4th 522, 566-568; *People v. Sanchez* (2016) 63 Cal.4th 41, 433-440; *People v. Snow* (1987) 44 Cal.3d 216, 225.
- (2) Whether the trial court erred in denying appellant's request to instruct the penalty phase jury on lingering doubt (AOB 170-214; Arg. VII): *People v. Brooks* (2017) 3 Cal.5th 1, 104-105; *People v. Jackson* (2016) 1 Cal.5th 269, 369.

Sincerely,



WILLIAM H. SHIN
Deputy Attorney General

For XAVIER BECERRA
Attorney General

LA2000XS0001
12939248.doc

DEATH PENALTY

DECLARATION OF ELECTRONIC SERVICE

Case Name: *People v. Ennis Reed*
Case No.: **S082776**

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 January 26, 2018, I electronically served the attached **ADDITIONAL AUTHORITIES LETTER** by transmitting a true copy via this Court's TrueFiling system.

Gail Harper
Attorney at Law
crimlaw5@gmail.com

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 January 26, 2018, at Los Angeles, California.

E. Obeso
Declarant


Signature

STATE OF CALIFORNIA
Supreme Court of California

PROOF OF SERVICE

STATE OF CALIFORNIA
Supreme Court of California

Case Name: **PEOPLE v. REED**
(ENNIS)

Case Number: **S082776**

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: **william.shin@doj.ca.gov**
3. I served by email a copy of the following document(s) indicated below:

Title(s) of papers e-served:

Filing Type	Document Title
ADDITIONAL CITES FOR ORAL ARGUMENT	Letter

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Person Served	Email Address	Type	Date / Time
Gail Harper Attorney at Law 104510	crimlaw5@gmail.com	e-Service	1/26/2018 12:26:26 PM

This proof of service was automatically created, submitted and signed on my behalf through my agreements with TrueFiling and its contents are true to the best of my information, knowledge, and belief.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

--

Date

/s/William Shin

Signature

Shin, William (216310)

Last Name, First Name (PNum)

CA Attorney General's Office - Los Angeles

Law Firm