

# SUPREME COURT COPY

**KAMALA D. HARRIS**  
Attorney General

State of California  
DEPARTMENT OF JUSTICE



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October 27, 2016

Jorge E. Navarete  
Supreme Court Clerk/Administrator  
Supreme Court of the State of California  
350 McAllister Street, Room 1295  
San Francisco, California 94102-4797

**SUPREME COURT  
FILED**

**OCT 31 2016**

**Jorge Navarrete Clerk**

**Deputy**

Re: ***People v. Sivongxxay***  
California Supreme Court Case No. S078895

Dear Mr. Navarete:

This case is scheduled for oral argument on December 6, 2016. This Court has asked counsel for the parties to advise the court and opposing counsel of those issues on which counsel expects to focus their arguments.

Counsel for respondent has not independently identified any focus issues for argument. Instead, I will be prepared to address any focus issues specified by counsel for appellant and to answer any questions posed by the Court at oral argument.

Sincerely,

A handwritten signature in black ink, appearing to read "L. A. Martinez", written over a horizontal line.

LEWIS A. MARTINEZ  
Deputy Attorney General

For KAMALA D. HARRIS  
Attorney General

LAM/dpy

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**DEATH PENALTY**

**RECEIVED**

**OCT 31 2016**

CLERK SUPREME COURT

**DECLARATION OF SERVICE BY U.S. MAIL**

Case Name: *People v. Sivongxxay*  
Case No.: **S078895**

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 28, 2016, I served the attached **Attorney General Letter to California Supreme Court Clerk re Focus Issues for Oral Argument** 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 2550 Mariposa Mall, Room 5090, Fresno, California 93721, addressed as follows:

Douglas G. Ward  
Attorney at Law  
350 Bay Street, PMB #199  
San Francisco, CA 94133  
**Representing appellant, SIVONGXXAY**

Peter R. Silten  
Supervising Deputy State Public Defender  
Office of the Public Defender  
1111 Broadway, 10th Floor  
Oakland, CA 94607  
**Representing Appellant, SIVONGXXAY**

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 28, 2016, at Fresno, California.

Debbie Pereira-Young  
\_\_\_\_\_  
Declarant

*Debbie Pereira-Young*  
\_\_\_\_\_  
Signature