

XAVIER BECERRA
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State of California
DEPARTMENT OF JUSTICE



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SUPREME COURT COPY

August 25, 2017

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

RE: *People v. Christopher Henriquez*, S089311
Respondent's Notice of Additional Authorities

Dear Mr. Navarrete:

Pursuant to California Rules of Court, rule 8.254, we write to advise the Court and counsel that we may rely on the following new authorities during argument on September 6, 2017: *People v. Cunningham* (2015) 61 Cal.4th 609, 649-654, and *People v. Garcia* (2011) 52 Cal.4th 706, 735-739, and fn. 19 (both relevant to Argument I in Appellant's Opening Brief, that appellant was denied his constitutional right to a jury selected from a fair cross-section of the community), and *People v. Collins* (2010) 49 Cal.4th 175, 228-229 (relevant to Argument VIII(D) in Appellant's Opening Brief, that the prosecutor committed misconduct by arguing for vengeance on behalf of the family).

Sincerely,

/s/ Roni Dina Pomerantz

RONI DINA POMERANTZ
Deputy Attorney General

For XAVIER BECERRA
Attorney General

RDP: TP

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DEATH PENALTY

DECLARATION OF SERVICE BY U.S. MAIL

Case Name: **People v. Henriquez**

No.: **S089311**

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 August 25, 2017, I served the attached **Letter to the Honorable Jorge E. Navarrete Re: Respondent's Notice of Additional Authorities** 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:

Lynne S. Coffin
Attorney at Law
[Via TrueFiling Only]

CAP - SF
California Appellate Project (SF)
[Via TrueFiling Only]

The Honorable Douglass MacMaster
Acting District Attorney
Contra Costa County District Attorney's
Office
P.O. Box 670
Martinez, CA 94553

David Lane
Habeas Corpus Resource Center
303 Second Street, Suite 400 South
San Francisco, CA 94107

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 August 25, 2017, at San Francisco, California.

T Pham
Declarant

/s/ T Pham
Signature