

# SUPREME COURT COPY

STATE OF CALIFORNIA

EDMUND G. BROWN JR., Governor

## OFFICE OF THE STATE PUBLIC DEFENDER

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# COPY



May 24, 2017

SUPREME COURT  
**FILED**

MAY 25 2017

Jorge Navarrete Clerk

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Deputy

Mr. Jorge E. Navarrete, Clerk  
Supreme Court of California  
350 McAllister St.  
San Francisco, CA 94102-3600

Re: People v. David Daniels, No. S095868

Dear Mr. Navarrete:

Oral argument in the above-referenced case has been calendared for 2:30 p.m. on Tuesday, June 6, 2017. At that hearing, I intend to focus my argument on the following issues (numbered as they appear in appellant's opening brief and supplemental opening brief, respectively):

3. Allowing Appellant to Represent Himself, Waive Jury Trial, and Not Challenge the Prosecution's Evidence In Any Way Was Tantamount to Pleading Guilty, in Violation of Penal Code Section 1018 and the Eighth and Fourteenth Amendments
  
9. The Trial Court Erred When It Permitted Appellant to Represent Himself At His Capital Trial

Thank you for bringing this letter to the Court's attention.

Sincerely,

A handwritten signature in black ink, appearing to read "Gary D. Garcia".

GARY D. GARCIA  
Senior Deputy State Public Defender

# DEATH PENALTY

**DECLARATION OF SERVICE BY MAIL**

Case Name: *People v. David Daniels*

Case Number: Supreme Court No. S095868

I, **Neva Wandersee**, declare as follows:

I am over the age of 18, not a party to this cause. I am employed in the county where the mailing took place. My business address is 1111 Broadway, 10<sup>th</sup> Floor, Oakland, California 94607. I served a copy of the following document(s):

**APPELLANT'S FOCUS LETTER**

by enclosing it in envelopes and

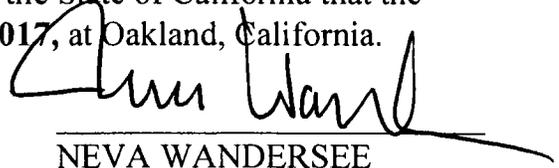
/ / **depositing** the sealed envelope with the United States Postal Service with the postage fully prepaid;  
/X/ **placing** the envelopes for collection and mailing on the date and at the place shown below following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.

The envelopes were addressed and mailed on **May 24, 2017**, as follows:

Christopher J. Rench  
Deputy Attorney General  
Office of the Attorney General  
Department of Justice  
1300 I Street, Suite 125  
Sacramento, CA 94244-2550

David S. Daniels, # K90141  
CSP-SQ  
5 EB 91  
San Quentin, CA 94974

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Signed on **May 24, 2017**, at Oakland, California.

  
NEVA WANDERSEE