

SUPREME COURT COPY

COPY



KAMALA D. HARRIS
Attorney General

State of California
DEPARTMENT OF JUSTICE

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August 17, 2016

Frank A. McGuire
Supreme Court Clerk/Administrator
Supreme Court of the State of California
350 McAllister Street
San Francisco, CA 94102-4797

SUPREME COURT
FILED

AUG 17 2016

Frank A. McGuire Clerk
Deputy

RE: *People v. Grayland Winbush*
Supreme Court of the State of California, Case No. S117489

Dear Mr. McGuire:

Oral argument in this matter is set for Thursday, September 8, 2016 at 9:00 a.m. We wish to bring to the Court's attention a new authority issued subsequent to briefing. Respondent will be prepared to address *People v. Salazar* (2016) 63 Cal.4th 214, 233-238 [no duty to rehabilitate prospective juror that is unable to impose a death sentence and defense forfeited claim of error stemming from trial court's "failure to ask any particular question"], relevant to Issue III (challenge for cause).

Sincerely,

A handwritten signature in cursive script, appearing to read "Karen Z. Bovarnick".

KAREN Z. BOVARNICK
Deputy Attorney General

For KAMALA D. HARRIS
Attorney General

KZB:tn

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DEATH PENALTY

DECLARATION OF SERVICE BY U.S. MAIL

Case Name: *People v. Winbush*
No.: **S117489**

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 17, 2016, I served the attached **LETTER DATED AUGUST 17, 2016, TO FRANK A. MCGUIRE, SUPREME COURT CLERK/ADMINISTRATOR** 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:

Richard Jay Moller
Attorney at Law
P.O. Box 1669
Redway, CA 95560-1669

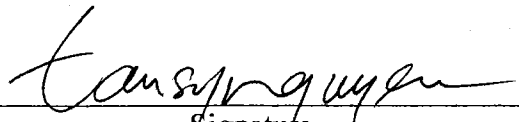
County of Alameda
Criminal Division - Rene C. Davidson
Superior Court of California
1225 Fallon Street, Room 107
Oakland, CA 94612-4293

The Honorable Nancy O'Malley
District Attorney
Alameda County District Attorney's Office
1225 Fallon Street, Room 900
Oakland, CA 94612-4203

California Appellate Project (SF)
101 Second Street, Suite 600
San Francisco, CA 94105-3647

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 17, 2016, at San Francisco, California.

Tan Nguyen
Declarant


Signature