

SUPREME COURT COPY

JONATHAN P. MILBERG

APPELLATE ASSOCIATES

ATTORNEY AT LAW

BARRISTER EXECUTIVE SUITES

225 SOUTH LAKE AVENUE, 3RD FLOOR

PASADENA, CA 91101-3009

(626) 685-8910

JonathanMilberg@earthlink.net



COPY

October 16, 2013

Ms. Mary Jameson
Automatic Appeals Unit Supervisor
Supreme Court of California
350 McAllister Street
San Francisco, CA 94102-4797

**SUPREME COURT
FILED**

OCT 18 2013

RE: *People v. Dewey Joe Duff*
Case No. S105097
Oral Argument Focus Letter

Frank A. McGuire Clerk

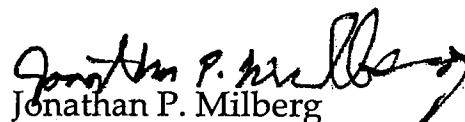
Deputy

Dear Ms. Jameson:

The above referenced capital case has been calendared for oral argument on November 5, 2013, at 2:00 p.m. in Sacramento. Appellant's argument will focus on the exclusion of relevant "negative victim impact evidence" during the penalty phase. (AOB 132-141; RB 126-132; ARB 45-47; *People v. Rogers* (2013) 57 Cal. 4th 296, 345-348)

Thank you for your assistance in this matter.

Very truly yours,


Jonathan P. Milberg
Attorney for Appellant Duff

JPM:dm
Encl: POS

DEATH PENALTY

DECLARATION OF SERVICE BY U.S. MAIL

California Supreme Court Case No. S105097

People v. Dewey Joe Duff

I, the undersigned, state that I am a citizen of the United States employed in the County of Los Angeles, that I am over the age of 18 years and not a party to this action. My business is 225 South Lake Avenue, 3rd Floor, Pasadena, California 91101.

On October 16, 2013, I served the foregoing:

**LETTER TO CALIFORNIA SUPREME COURT
ORAL ARGUMENT FOCUS LETTER**

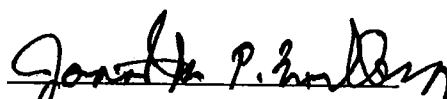
by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at Pasadena, California, addressed as follows:

John A. Bachman
Attorney General's Office
P. O. Box 944255
Sacramento, CA 94244-2550

Marylou Elin Hillberg
Attorney at Law
P.O. Box 1879
Sebastopol, CA

Scott Kauffman
Staff Attorney
California Appellate Project
101 Second Street, 6th Floor
San Francisco, CA 94105

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this Declaration was executed on October 16, 2013, at Pasadena, California.


JONATHAN P. MILBERG

DECLARATION OF SERVICE BY U.S. MAIL
California Supreme Court Case No. S105097
People v. Dewey Joe Duff

ORIGINAL

I, the undersigned, state that I am a citizen of the United States employed in the County of Los Angeles, that I am over the age of 18 years and not a party to this action. My business is 225 South Lake Avenue, 3rd Floor, Pasadena, California 91101.

On October 21, 2013, I served the foregoing:

**LETTER TO CALIFORNIA SUPREME COURT
ORAL ARGUMENT FOCUS LETTER**

by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at Pasadena, California, addressed as follows:

LEGAL MAIL
PERSONAL & CONFIDENTIAL
Dewey Joe Duff, T-47320
San Quentin State Prison
4 East Block 93
San Quentin, CA 94974

RECEIVED
OCT 23 2013
CLERK SUPREME COURT

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this Declaration was executed on October 21, 2013, at Pasadena, California.


JONATHAN P. MILBERG

SUPREME COURT
FILED

OCT 23 2013

Frank A. McGuire Clerk

Deputy