

SUPREME COURT COPY

STATE OF CALIFORNIA

EDMUND G. BROWN JR., Governor

OFFICE OF THE STATE PUBLIC DEFENDER

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COPY



March 23, 2016

The Honorable Frank A. McGuire
Court Administrator and Clerk of the Supreme Court
Supreme Court of the State of California
350 McAllister St.
San Francisco, CA 94102-4797

SUPREME COURT
FILED

MAR 24 2016

Frank A. McGuire Clerk

Deputy

Re: *People v. Frank Kalil Becerra*, Case No. S065573
Notice of Supplemental Authorities

Dear Mr. McGuire:

At oral argument on April 6, 2016, appellant will be prepared to discuss the following decision relating to appellant Becerra's focus issue (Appellant Becerra's Argument I):

In *Kansas v. Jones* (2010) 228 P.3d 394, the Kansas Supreme Court held that, although as a general principle under Kansas law after an accused has gone to trial and been found guilty beyond a reasonable doubt any error at the preliminary hearing stage is reviewed for harmless error, denial of the right to self representation at the preliminary hearing is a structural error which requires reversal per se of the defendant's conviction(s).

Sincerely,

ALISON BERNSTEIN
Senior Deputy State Public Defender

cc: Susan Kim, Deputy Attorney General

DEATH PENALTY

DECLARATION OF SERVICE BY MAIL

People v. Frank Kalil Becerra

Supreme Court No. S065573
Superior Court Case. No. BA 106878

I, the undersigned, 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, 10th Floor, Oakland, California, 94607. I served a copy of the following document(s):

**NOTICE OF SUPPLEMENTAL AUTHORITIES LETTER
DATED MARCH 23, 2016**

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 **March 23, 2016**, as follows:

SUSAN KIM
Office of the Attorney General
300 South Spring St., 5th Floor
Los Angeles, CA 90012-1232

HABEAS CORPUS RESOURCE CENTER
303 Second St., Suite 400 South
San Francisco, CA 94107

FRANK BECERRA, #H-64101
CSP-SQ
5-EY-13
San Quentin, CA 94974

CALIFORNIA APPELLATE PROJECT
101 Second St., Suite 600
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. Signed on **March 23, 2016**, at Oakland, California.



RANDY BAGADUAN