

KAMALA D. HARRIS
Attorney General

COPY

SUPREME COURT COPY



State of California
DEPARTMENT OF JUSTICE

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August 18, 2014

Frank A. McGuire
Clerk of the Supreme Court
California Supreme Court
350 McAllister Street
San Francisco, CA 94102

SUPREME COURT
FILED

AUG 19 2014

RE: *People v. Marcus Adams (Death Penalty)*
Case No. S118045; Our File No. LA2003XS0007

Frank A. McGuire Clerk
Deputy

Dear Mr. McGuire:

The Court has requested that counsel advise the Court and opposing counsel by letter of those issues on which counsel expects to focus at oral argument, calendared for September 3, 2014, in San Francisco. As counsel for respondent, I intend to focus my argument on the issues identified in opposing counsel's focus letter. I have been advised that appellant will focus on Argument I, which alleges (a) the prosecutor's opening and closing arguments regarding witness intimidation and threats were not supported by the evidence, the arguments misstated the evidence, and the prosecutor vouched for the credibility of witnesses; (b) evidence of witness intimidation was unfairly prejudicial and requires reversal; (c) the trial court improperly instructed the jury on witness intimidation; and (d) the trial court improperly admitted evidence that special precautions were taken to protect the safety of witnesses. I have also been advised that appellant will focus on Argument II, which alleges that the prosecutor committed misconduct during the penalty phase closing argument by noting that appellant's sisters did not testify and corroborate allegations of childhood abuse. In addition, I will be prepared to address any matter of interest to the Court.

Sincerely,

Handwritten signature of Colleen M. Tiedemann in cursive.

COLLEEN M. TIEDEMANN

Deputy Attorney General

For KAMALA D. HARRIS
Attorney General

CMT

cc: R. Turner

LA2003XS0007

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DEATH PENALTY

DECLARATION OF SERVICE

Case Name: **PEOPLE v. MARCUS ADAMS**

No.: **S118045**

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.

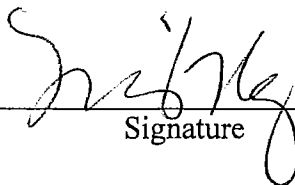
On August 18, 2014, I served the attached respondent's **FOCUS LETTER** by placing a true copy thereof enclosed in a sealed envelope in the internal mail system of the Office of the Attorney General at 300 South Spring Street, Suite 1702, Los Angeles, CA 90013, addressed as follows:

Ronald Turner
Attorney at Law
321 High School Rd., NE STE D3 PMB 124
Bainbridge Island, WA 98110
Counsel for Appellant

Bertha A. Magana
California Appellate Project (S.F.)
101 Second Street, Suite 600
San Francisco, CA 94105-3672

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 18, 2014, at Los Angeles, California.

Lisa P. Ng
Declarant



Signature