

Diane Nichols
Attorney & Counselor at Law
P.O. Box 2194 • Grass Valley CA 95945-2194
DianeLNichols@aol.com • (530) 477-7462

April 28, 2021

The Honorable Jorge E. Navarrete
Clerk/Executive Officer
California Supreme Court
350 McAllister Street, Room 1295
San Francisco CA 94102
(via TrueFiling)

Re: *People v. Douglas E. Dworak, Supreme Court No. 135272*

Dear Mr. Navarrete,

I represent appellant Mr. Dworak in the above entitled case. This Court has scheduled oral argument for May 5, 2021. This letter is to advise the Court and opposing counsel that I expect to focus my argument on (1) the erroneous exclusion of third party culpability evidence and other relevant evidence about circumstances and associates (Argument I); (2) the erroneous admission of other crimes evidence under Evidence Code section 1108 (Argument IV); and (3) the collective and cumulative prejudice of these and other evidentiary trial errors (Argument IX).

Sincerely,

Diane Nichols
Attorney at Law

**ATTORNEY'S CERTIFICATE OF ELECTRONIC SERVICE AND
SERVICE BY MAIL**

CALIFORNIA SUPREME COURT Case No. **S135272**
THE STATE OF CALIFORNIA v. DOUGLAS E. DWORAK

I am an active member of the State Bar of California and am not a party to this cause. My electronic service address is DianeLNichols@aol.com and my business address is P. O. Box 2194, Grass Valley, California 95945-2194. On APRIL 28, 2021, I served the persons or entities listed below by the method indicated. For those served electronically, I transmitted a PDF version of the **APPELLANT'S LETTER RE ORAL ARGUMENT FOCUS** by TrueFiling electronic service to the email address provided by the entity/party to TrueFiling or by direct email. For those served by mail, I deposited in a post office regularly maintained by the United States Postal Service at Grass Valley, California a copy of the above document in a sealed envelope with postage fully prepaid, addressed as provided below.

Served electronically via TrueFiling or e-mail:

(1) Supreme Court of California

(2) California Appellate Project
Attn: Aundre Herron, Esq.
filing@capsf.org

(3) Office of the Attorney General
Attorney for Respondent

(4) Viet H. Nguyen,
Deputy Attorney General
Viet.Nguyen@doj.ca.gov

Served by mail:

Douglas E. Dworak, V-85905
P.O. Box 2EB85
San Quentin CA 94974

I declare under penalty of perjury under the laws of the State of California that the foregoing, including any attached pages, is true and correct and this declaration was executed at Grass Valley, California on April 28, 2021.

Diane Nichols

STATE OF CALIFORNIA
Supreme Court of California

PROOF OF SERVICE

STATE OF CALIFORNIA
Supreme Court of California

Case Name: **PEOPLE v. DWORAK (DOUGLAS EDWARD)**

Case Number: **S135272**

Lower Court Case Number:

1. At the time of service I was at least 18 years of age and not a party to this legal action.
2. My email address used to e-serve: **dianelnichols@aol.com**
3. I served by email a copy of the following document(s) indicated below:

Title(s) of papers e-served:

Filing Type	Document Title
LETTER	DWORAK ORAL ARG FOCUS LTR

Service Recipients:

Person Served	Email Address	Type	Date / Time
Office Office Of The State Attorney General Court Added	docketinglaawt@doj.ca.gov	e-Serve	4/28/2021 5:11:32 PM
Vanida Sutthiphong DOJ	Vanida.Sutthiphong@doj.ca.gov	e-Serve	4/28/2021 5:11:32 PM
Viet Nguyen Office of the Attorney General 233925	viet.nguyen@doj.ca.gov	e-Serve	4/28/2021 5:11:32 PM
Diane Nichols Diane Nichols 174830	dianelnichols@aol.com	e-Serve	4/28/2021 5:11:32 PM
Aundre Herron, Esq.	filing@capsf.org	e-Serve	4/28/2021 5:11:32 PM

This proof of service was automatically created, submitted and signed on my behalf through my agreements with TrueFiling and its contents are true to the best of my information, knowledge, and belief.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

4/28/2021

Date

/s/Diane Nichols

Signature

Nichols, Diane (174830)

Last Name, First Name (PNum)

Diane Nichols

Law Firm

