

**ROB BONTA**  
**Attorney General**

**State of California**  
**DEPARTMENT OF JUSTICE**



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March 18, 2024

Jorge E. Navarrete  
Clerk of the Court/Administrator  
Supreme Court of California  
350 McAllister Street  
San Francisco, CA 94102-4797

RE: *People v. Giles A. Nadey, Jr.*  
Supreme Court of California, Case No. S087560  
Alameda Superior Court, Case No. 129807

Dear Mr. Navarrete:

At oral argument for this matter on April 3, 2024, I do not intend to raise any issues on my own. Instead, I will respond to the questions from the Court and the arguments of opposing counsel. In his focus letter dated March 15, 2024, counsel for appellant stated that he intends to argue the following issue:

Argument I: Error in jury selection pursuant to *Batson v. Kentucky* (1986) 476 U.S. 79 and *People v. Wheeler* (1978) 22 Cal.3d 258.

Sincerely,

*/s/ Christen Somerville*

CHRISTEN SOMERVILLE  
Deputy Attorney General  
State Bar No. 299690

For ROB BONTA  
Attorney General

CS:

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44100157.docx

**DECLARATION OF ELECTRONIC SERVICE AND SERVICE BY U.S. MAIL**

Case Name: **People v. Giles A. Nadey, Jr.**

No.: **S087560**

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 collecting and processing electronic and physical correspondence. 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.

Correspondence that is submitted electronically is transmitted using the TrueFiling electronic filing system. Participants who are registered with TrueFiling will be served electronically. Participants in this case who are not registered with TrueFiling will receive hard copies of said correspondence through the mail via the United States Postal Service or a commercial carrier.

On March 18, 2024, I electronically served the attached **Letter Brief** by transmitting a true copy via this Court's TrueFiling system. Because one or more of the participants in this case have not registered with the Court's TrueFiling system or are unable to receive electronic correspondence, on March 18, 2024, I placed 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:

Christopher Johns  
Attorney at Law  
Johns & Allyn, APC  
[cjohns@johnsandallyn.com](mailto:cjohns@johnsandallyn.com)

California Appellate Project (SF)  
[filing@capsf.org](mailto:filing@capsf.org)

I declare under penalty of perjury under the laws of the State of California and the United States of America the foregoing is true and correct and that this declaration was executed on March 18, 2024, at San Francisco, California.

\_\_\_\_\_  
N. Bui  
Declarant

\_\_\_\_\_  
/s/ N. Bui  
Signature

**STATE OF CALIFORNIA**  
Supreme Court of California

**PROOF OF SERVICE**

**STATE OF CALIFORNIA**  
Supreme Court of California

Case Name: **PEOPLE v. NADEY  
(GILES)**

Case Number: **S087560**

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: **Christen.Somerville@doj.ca.gov**
3. I served by email a copy of the following document(s) indicated below:

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<b>Filing Type</b>	<b>Document Title</b>
LETTER BRIEF	S087560_LB5_People

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

3/18/2024

Date

/s/Nam Bui

Signature

Somerville, Christen (299690)

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Last Name, First Name (PNum)

Department of Justice, Office of the Attorney General-San Diego

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Law Firm