

SUPREME COURT COPY

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May 13, 2016

SUPREME COURT
FILED

MAY 16 2016

Frank A. McGuire, Court Administrator and Clerk of the Court
April Boelk, Automatic Appeals Unit Supervisor
California Supreme Court
350 McAllister Street
San Francisco, CA 94102

Frank A. McGuire Clerk

Deputy

Re: *People v. Richard Nathan Simon #S102166*
Focus Letter for Oral Argument, Thursday, May 26, 2016, 1:30 p.m.

Dear Mr. McGuire and Ms. Boelk:

This letter is to advise the court that I will be focusing my oral argument on the following issue:

- I. Whether The Trial Court Erroneously Ordered Appellant to Wear a "REACT" Stun Belt During the Entire Trial, Violating the Fifth, Sixth, Eighth and Fourteenth Amendments to the United States Constitution, and Corresponding California Constitutional Guarantees.

(Argument I in Appellant's Opening Brief.) Thank you for your attention to this matter.

Sincerely,

Kimberly J. Grove
Attorney for Appellant
Richard Nathan Simon

DEATH PENALTY

DECLARATION OF SERVICE

I, the undersigned, declare:

I am a citizen of the United States, over 18 years of age, employed in the county of Westmoreland, Pennsylvania, in which county the within-mentioned delivery occurred, and not a party to the subject cause. My business address is P.O. Box 425, Ligonier, PA 15658. I served the attached focus letter re oral argument by placing a copy in an envelope for the addressee named hereafter, addressed as follows:

Eric A. Swensen, Esq.
Deputy Attorney General
P.O. Box 85266
San Diego, CA 92186-5266

Valerie Hriciga, Esq.
California Appellate Project
101 Second Street, Suite 600
San Francisco, CA 94105

Richard Nathan Simon
P.O. Box T34821
San Quentin, CA 94974

Each envelope was then sealed and with postage thereon fully prepaid deposited in the United States mail by me at Ligonier, Pennsylvania, on May 13, 2016.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on May 13, 2016, at Ligonier, Pennsylvania.

Kimberly J. Grove