



C A L I F O R N I A

DEPARTMENT OF JUSTICE

Rob Bonta
Attorney General

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April 29, 2024

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

RE: *People v. Frazier*
Supreme Court of California, Case No. S148863
Contra Costa County Superior Court, Case No. 041700-6

Dear Mr. Navarrete:

At oral argument for this matter on May 9, 2024, I will respond to the questions from the Court and the arguments of opposing counsel, which I expect will focus on the following issues:

Argument II: The denial of Frazier's request to represent himself under *Faretta v. California* (1975) 422 U.S. 806 in the penalty phase.

Argument III: The denial of Frazier's request to represent himself under *Faretta* after the penalty phase.

Supplemental Argument I: The alleged denial of Frazier's autonomy right under *McCoy v. Louisiana* (2018) 584 U.S. 414.

Sincerely,

/s/ Victoria Ratnikova
VICTORIA RATNIKOVA
Deputy Attorney General
State Bar No. 280386

For ROB BONTA
Attorney General

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

Case Name: *People v. Frazier*
No.: S148863

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 April 29, 2024, I electronically served the attached

LETTER TO THE CLERK OF THE CALIFORNIA SUPREME COURT
RE FOCUS ISSUES

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 April 29, 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:

Maria J. Morga
Senior Deputy State Public Defender
State Public Defender's Office -
Oakland
Oakland City Center
111 Broadway, 10th Floor
Oakland, CA 94607
E-mail: maria.morga@ospd.ca.gov

CAP - SF
California Appellate Project (SF)
345 California Street
Suite 1400
San Francisco, California 94104
via U.S. mail

County of Contra Costa
Wakefield Taylor Courthouse
Superior Court of California
725 Court Street
Martinez, CA 94553-1233
via U.S. mail

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 April 29, 2024, at San Francisco, California.

A. Bermudez

Declarant

/s/ A. Bermudez

Signature

STATE OF CALIFORNIA
Supreme Court of California

PROOF OF SERVICE

STATE OF CALIFORNIA
Supreme Court of California

Case Name: **PEOPLE v. FRAZIER (ROBERT WARD)**

Case Number: **S148863**

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

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Mark Feeser Office of the State Public Defender 252968	mark.feeser@ospd.ca.gov	e-Serve	4/29/2024 8:23:25 AM
Attorney Attorney General - San Francisco Office J. Michael Chamberlain, Deputy Attorney General	sfagdocketing@doj.ca.gov	e-Serve	4/29/2024 8:23:25 AM
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Victoria Ratnikova Office of the Attorney General 280386	victoria.ratnikova@doj.ca.gov	e-Serve	4/29/2024 8:23:25 AM

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.

4/29/2024

Date

/s/Alissa Bermudez

Signature

Ratnikova, Victoria (280386)

Last Name, First Name (PNum)

California Dept of Justice, Office of the Attorney General

Law Firm