

Jacqueline Vizcarrondo

From: Chris Walpole
Sent: Tuesday, July 6, 2021 2:34 PM
To: Aron DeFerrari
Subject: RE: PC 745 Reply Brief, Bryant/Jackson [REDACTED]

No kidding.

Its really hard to stomach him alleging I am "color bind" at least 3 times in his argument when he is the one kicking minorities off of the jury and comparing a person of color to a "barking" animal.

Fun times...

In any event, although I am sure you are already aware of this when you read his response:

(D) claims that since we are disputing his factual allegations ,we must then have the evidentiary hearing to resolve the issue b/c there are disputed facts.

Obviously I am not disputing the factual allegations in his moving papers.

The JT transcripts are accurate. Those transcripts are true/accurate and there is no dispute over what was said.

I am disputing his absurd conclusions and his mischaracterizations of those transcripts.

The court does not have to agree to his absurd conclusions in determining if a prima facia showing has been made.

He wants to have his cake and eat it too, in that he is trying to establish a prima facia showing based on the JT transcripts, but he only wants the court to consider his interpretations/characterizations of the tx.

If the court is looking at the transcripts to see if there is a prima facia showing, the court can look at the entirety of the transcripts and draw its own conclusion if a prima facia showing has been made.

From: Aron DeFerrari [REDACTED]
Sent: Tuesday, July 6, 2021 8:34 AM
To: Chris Walpole [REDACTED]
Subject: FW: PC 745 Reply Brief, Bryant/Jackson [REDACTED]

"The prosecution's pearl clutching aside..."

Wow. I can hear your teeth grinding from 3,000 miles away.

From: Evan Kuluk [REDACTED]
Sent: Tuesday, July 6, 2021 8:18 AM
To: Department 36 [REDACTED]; Criminal Research Attorneys [REDACTED]
Cc: Aron DeFerrari [REDACTED]; Chris Walpole [REDACTED]; Ryan Wagner [REDACTED]
<[REDACTED]>; Matt O'Connor [REDACTED]; Matt O'Connor [REDACTED]
Subject: PC 745 Reply Brief, Bryant/Jackson [REDACTED]

Good morning,

Attached please find a courtesy copy of Gary Bryant's Reply Brief in support of his Penal Code section 745 Racial Justice Act motions.

Best,
Evan Kuluk (he/him)
Deputy Public Defender
Alternate Defender Office

