

Jacqueline Vizcarrondo

Sent: Tuesday, July 6, 2021 1:50 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 of the transcripts.

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] >; 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

