



LOS ANGELES COUNTY DISTRICT ATTORNEY'S OFFICE

STEVE COOLEY • District Attorney

CURT LIVESAY • Chief Deputy District Attorney

July 28, 2005

Ms. Nadia L. Costa, Esq.
Mr. Joshua Safran, Esq.
Law Offices of Bingham McCutchen
1333 North California Blvd., Suite 210
Walnut Creek, CA 94596-1270

Dear Ms. Costa and Mr. Safran:

In re *PEOPLE v. DEBORAH PEAGLER*, A386856

Thank you for visiting our office on July 26 to discuss the various options available for your client Deborah Peagler. Your team, including our former colleagues Mr. Peter Bozanich and Mr. David Guthman, are to be commended for preparing such a thorough and compelling presentation on behalf of your client. Your professional approach is appreciated. You presented significant issues and evidence which were unknown or unavailable at the time of trial.

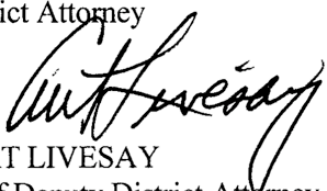
After reflection, we recommend that you proceed by filing a writ of habeas corpus pursuant to Penal Code § 1473.5. Once the matter has been returned to the jurisdiction of the Los Angeles Superior Court, this office would be willing to offer a plea to one count of voluntary manslaughter, in violation of Penal Code § 192(a), with credit for the years of imprisonment served thus far. Such disposition satisfies our office policy of requiring a plea to the charge which most accurately describes the defendant's criminal conduct. In context, it also serves the interests of justice.

Please do not hesitate to contact me at (213) 974-3505 if you wish to discuss this matter further.

Very truly yours,

STEVE COOLEY
District Attorney

By


CURT LIVESAY
Chief Deputy District Attorney

kk/lkt