

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF ALAMEDA

**NOTICE OF TIME FOR FILING BRIEFS
NOTICE OF TIME AND PLACE OF HEARING**

ENDORSED
FILED
ALAMEDA COUNTY

OCT 29 2010

Appellant: [REDACTED] Kung

CLERK OF THE SUPERIOR COURT
By Shay Ryans, Deputy

Appellate No: 5113
Trial Court No: 50608153/TRF

Vs.

Respondent: People of the State of California

You are hereby notified that the Court will consider the appeal in the above-entitled case on **DATE TO BE SET at 2:00 P.M. in Dept 1**, 1225 Fallon St 2nd FL, Rene C. Davidson, Oakland, CA. Oral argument is not required and will not be permitted in the absence of a timely written request following issuance of the Notice of Oral Argument.

Appellant shall file Opening Brief not later than: November 29, 2010

Respondent may file Reply Brief not later than: December 29, 2010

Appellant may file Closing Brief not later than: January 18, 2010

ALL BRIEFS MUST BE FILED IN QUADRUPLICATE (4). Please see attachment for preparation and filing information.

***** ALL BRIEFS MUST BE FILED OR MAILED DIRECTLY TO : *****

APPEALS DIVISION, 1225 Fallon St, Room G4 Basement, Oakland, CA 94612. * BRIEFS CAN NOT BE FILED AT THE COURT OF ORIGIN OR ANY OTHER DIVISION, NO FAX FILING ALLOWED *****

***** PLEASE READ BRIEFING INSTRUCTIONS ATTACHED *****

CLERK'S CERTIFICATE OF MAILING

I certify that I am not a party to this cause. A copy of the foregoing was mailed by first class, prepaid postage to the parties listed below. The mailing and execution of the foregoing occurred at Oakland, CA.

Date: October 28, 2010

By: _____

SHAY RYANS

Deputy, Appeals Division
(510) 891-6001

[REDACTED] Kung
In Pro Per

[REDACTED]

Counsel for Appellant

Catherine Kobal, DDA
District Attorney's Office
1225 Fallon St. 9th Floor
Oakland, CA 94612

Counsel for Respondent

Briefing Instructions

All briefs must be in compliance with the California Rules of Court. No brief will be accepted for filing which does not comply with these rules unless permission is granted by the Presiding Judge of the Appellate Department of this Court.

The following is a summary of the main requirements for preparation and filing of briefs. **For a complete listing and explanation of these requirements, please refer to 8.883 of the California Rules of Court.**

1. Briefs **must** be filed on or before the date indicated on the front of this notice. NO BRIEF will be accepted for filing if submitted after the due date unless an Extension of Time is granted by the Presiding Judge of the Appellate Department. **ALL BRIEFS MUST BE FILED IN QUADRUPLICATE. (4)**
2. All briefs **must** be typed and double spaced.
3. A brief produced on a computer must not exceed 6, 800 words, including footnotes. Such a brief must include a certificate by appellate counsel or an unrepresented party Stating the number of words in the brief. The person certifying my rely on the word Count of the computer program used to prepare the brief.
4. A brief produced on a typewriter must not exceed 20pgs in length pursuant to 883(b)(2) of the CRC.
5. Before filing, a copy of the brief **must be served** on the trial court (Municipal Court where the judgment was rendered), and on each adverse party. (If you are the Appellant, the adverse party would be the Respondent).
6. **All briefs must include a Proof of Service on the parties indicated in item 4 above. NO BRIEF will be accepted for filing without proper Proof of Service.**
7. All briefs shall be on 8 ½ x 11 white paper and may be either bound at the top or stapled in the upper left hand corner. DO NOT bind the brief on the side like a book.
8. All briefs shall state concisely the propositions of both law and fact relied on by the party filing it, with reference (by line and page, if possible) to the parts of the record supporting such propositions of fact and citations of the authorities for such propositions of law. Each point to be made, with the argument in support thereof, shall be presented separately under an appropriate heading with subheadings, if desired, showing its nature. No quotation or extract from the record or from any legal authority shall exceed 15 full lines of typewriting.

NOTE

Persons appearing in their own behalf (in Propria Persona) are responsible for pre-paring and presenting their Appeal in complete and proper form without legal assistance from the Clerk of the Court.

Questions pertaining to legal matters or compliance with the California Rules of Court should be directed to an attorney.