

1 LAW OFFICE OF THE ALTERANTE DEFENDER
2 DAVID EPPS, # 160173
3 ALFONSO LOPEZ, # 203564
4 BRIAN MATTHEWS, # 191508
5 701 Miller Street, First Floor
6 San Jose, CA 95110
7 Telephone: (408) 299-7234
8 brian.matthews@ado.sccgov.org

FILED
JUL 23 11 33
SUPERIOR COURT
DIANA GUTIERREZ

9 *Attorneys for Antolin Garcia Torres*

10 IN THE SUPERIOR COURT OF CALIFORNIA FOR THE
11 COUNTY OF SANTA CLARA

12
13 People of the State of California,

14 Plaintiff,

15 vs.

16 Antolin Garcia Torres,

17 Defendant

18 Case No.: 213515

19 **Order permitting filing in excess of page
limit**

20 Declaration of Counsel

21 I, Brian Matthews, declare the following:

- 22 1. I am an attorney employed by the Alternate Defender's Office for Santa Clara
23 County;
- 24 2. I have been assigned to represent Antolin Garcia-Torres, the accused, in the
25 above-captioned case;
- 26 3. Mr. Garcia-Torres stands charged with, among other things, murder. The District
27 Attorney has alleged the existence of a special circumstance and has formally
28 announced his intention to seek the death penalty;

1 4. I have prepared the attached Reply and it exceeds the page limit found in the Rules
2 of Court;


3 5. The page limit was exceeded for the following reasons:

- 4 a. The large record of the grand jury proceedings;
- 5 b. The need to respond to each claim raised in the Opposition brief;
- 6 c. The fact that both the Motion to Dismiss and the Opposition exceeded the
7 page limits

8 6. Due to the size of the documents involved and the complexity of the issues, the
9 defense is asking for leave to file the brief even though it exceeds the page limits.

10
11 I declare under penalty of perjury that the foregoing is true and correct.

12 Executed on the 23rd day of November 2015 at San Jose, California.

13
14 
15 _____
16 Brian Matthews
17 Deputy Alternate Defender
18
19
20
21
22
23
24
25
26
27
28