

First Supplement to Memorandum 77-11

Subject: Study 63 - Evidence (Evidence Code Section 791)

Attached is a copy of a letter from Professor John Kaplan of the Stanford Law School. The letter expresses his agreement with Professor Friedenthal and the writer of the law review article (attached to Memorandum 77-11) that Evidence Code Section 791 should be revised as suggested in the law review article.

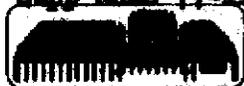
Respectfully submitted,

John H. DeMouilly

Executive Secretary

1st Shapp Memo 77-11

EXHIBIT 1



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JOHN KAPLAN  
JACKSON ELI REYNOLDS PROFESSOR OF LAW

February 16, 1977.

Mr. John H. DeMouilly  
Executive Secretary  
California Law Revision Commission  
Stanford Law School  
Stanford, CA 94305

Dear John,

I read the documents that you sent up to me quite quickly, because I had already read the piece from the Southern California Law Review. I thought the piece was quite a good one and correct. I agree that this section should be changed and will be happy to expatiate on the topic, should that prove helpful.

Cordially yours,

A handwritten signature in black ink, appearing to read 'John Kaplan', written over a horizontal line.

John Kaplan  
Jackson Eli Reynolds  
Professor of Law

JK/gjh