

FEDERAL PUBLIC DEFENDER
CENTRAL DISTRICT OF CALIFORNIA
321 EAST 2nd STREET
LOS ANGELES, CALIFORNIA 90012-4202
213-894-2854
213-894-0081 FAX

SEAN K. KENNEDY
Federal Public Defender

MARK R. DROZDOWSKI
Supervising Attorney
Capital Habeas Unit

Direct Dial: (213) 894-7520

November 5, 2012

Kathy Blesener, Senior Editor
West Publishing Co.
610 Opperman Drive
P.O. Box 64526
St. Paul, MN 55164-0526

Re: Published Opinion in *Cudjo v. Ayers*, Ninth Circuit Case No. 08-99028

Dear Ms. Blesener:

I write to request that two additional attorneys be listed as counsel for petitioner-appellant Armenia Cudjo in the above-referenced published opinion issued by the Ninth Circuit on September 28, 2012: Katherine Froyen Black and myself. The opinion lists John Lewis Littrell as counsel for Mr. Cudjo. Mr. Littrell argued the appeal and, in my opinion, deserves top billing on our side for his work on the appeal. Ms. Black and I worked on the appellant's opening brief and reply brief along with Mr. Littrell, and I worked with Mr. Littrell on the supplemental reply brief filed in January 2012, soon before argument. All three of us were listed on the Ninth Circuit docket as counsel for Mr. Cudjo, and all three of us worked on the case in district court. Ms. Black left our office before the oral argument and opinion and was removed from the docket.

I was out of the country when the opinion was issued on September 28 and did not notice the omission of Ms. Black and me from the opinion until after I returned to the office on October 10. Today the Ninth Circuit issued an order denying Respondent's petition for rehearing en banc in the case.

Thank you.

Sincerely,

/s/ Mark R. Drozdowski
Mark R. Drozdowski

cc: Rhonda Pierce, Ninth Circuit Opinions Clerk