

FILED

FEB 16 2016
CLERK OF THE SUPERIOR COURT
COUNTY OF STANISLAUS
BY [Signature]
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1 BIRGIT FLADAGER
District Attorney
2 Stanislaus County
832 12th Street, Room 300
3 Modesto, California
Telephone: 525-5550
4 Attorney for Plaintiff

6 STANISLAUS COUNTY SUPERIOR COURT

7 STATE OF CALIFORNIA

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9 THE PEOPLE OF THE STATE OF CALIFORNIA

10 Plaintiff,

13 vs.

14 MARTIN MARTINEZ,

15 Defendant.

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584
) No. 1498925
)
) PENAL CODE SECTION
) 190.3 NOTICE
) REGARDING
) AGGRAVATING
) EVIDENCE
)
)
)
)

18 NOTICE IS HEREBY GIVEN of evidence in aggravation of penalty in compliance with
19 Section 190.3 of the California Penal Code.

20 NOTICE IS GIVEN that this document is not a final notice and that the People reserve the
21 right to tender further notice which may be necessitated by the results of continued investigation of
22 the evidence in aggravation.

24 NOTICE IS GIVEN that the evidence in aggravation which the People intend to introduce
25 and rely upon during the penalty phase of this prosecution includes the following:

PL (m)

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I
EVIDENCE IN PROOF OF THE CIRCUMSTANCES OF THE
OFFENSES AND SPECIAL CIRCUMSTANCES CHARGED
(§190.3(a))

Evidence in proof of the offenses and special circumstances alleged in the complaint will be offered as factors in aggravation during the penalty phase and will include, but will not be limited to the following:

- Testimony of friends and relatives who discovered victims' bodies.
- Photographs and videos of the victims in life.
- Victim impact evidence including testimony of family and close friends of the victims.
- The defendant's lack of remorse at scene of crime.
- Evidence of defendant's statements regarding his victims.
- Violence used in the homicides.
- Crime scene details to show advance planning and lack of remorse.
- All guilt phase evidence regarding premeditation and deliberation, multiple murders and lying in wait.

II
DEFENDANT'S CHARACTER, BACKGROUND,
AND HISTORY (190.3(c)).

Evidence in proof of the Defendant's character, background, and history will include, but will not be limited to the following:


- Defendant's prior acts of child abuse and domestic violence.

PLEASE BE ADVISED that the People are continuing to investigate the matters referred to above and other aspects of the defendant's background. The People will provide the defendant with the names and addresses of witnesses, statements of witnesses, incident reports, and any

1 other pertinent information upon acquisition. If any evidence in aggravation other than that
2 identified above is discovered before trial, the People will provide a supplemental notice to the
3 defendant.
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6 Dated this 16th day of February, 2016, at Modesto, California.
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8 Respectfully submitted,
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10 BIRGIT FLADAGER
11 District Attorney
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13 ANNETTE REES
14 Chief Deputy District Attorney
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