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5 Attorneys for National Broadcasting Company,
Inc.; CBS Broadcasting Inc.; Fox News
6 Network L.L.C.; ABC, Inc.; Cable News
Network LP, LLLP; The New York Times
7 Company; Los Angeles Times; Courtroom
Television Network LLC; The Associated Press
8

FILED
SUPERIOR COURT of CALIFORNIA
COUNTY OF SANTA BARBARA

JAN 13 2004

GARY M. BLAIR, EXEC. OFFICER
By Alicia Alcocer
ALICIA ALCOCER, Deputy Clerk

9
10 SUPERIOR COURT, STATE OF CALIFORNIA
11 FOR THE COUNTY OF SANTA BARBARA

12
13 THE PEOPLE OF THE STATE OF
CALIFORNIA,

14 Plaintiff,

15 vs.

16 MICHAEL JOE JACKSON,

17 Defendant.
18
19
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21
22

Case No.: 1133603

23 REPLY OF NATIONAL BROADCASTING
COMPANY, INC.; CBS BROADCASTING
INC.; FOX NEWS NETWORK L.L.C.; ABC,
INC.; CABLE NEWS NETWORK LP, LLLP;
24 THE NEW YORK TIMES COMPANY; LOS
ANGELES TIMES; COURTROOM
TELEVISION NETWORK LLC; AND THE
ASSOCIATED PRESS ("THE ACCESS
PROONENTS") TO DEFENDANT
JACKSON'S OPPOSITION TO THE
ACCESS PROONENTS' MOTION
SEEKING TO UNSEAL CERTAIN COURT
RECORDS RELATED TO SEARCH
WARRANT #884686; SUPPLEMENTAL
DECLARATION OF JULIAN W. POON IN
SUPPORT THEREOF

25 Date: January 16, 2004

26 Time: 8:30 a.m.

27 Place: Department SM9,
Judge Rodney S. Melville

28 [VIA FACSIMILE]

///

///

1 Defendant Michael Jackson's Opposition to the Access Proponents'¹ Motion Seeking to
2 Unseal Certain Court Records Related to Search Warrant #884686 ("Motion to Unseal") is baseless.
3 Defendant Jackson asserts that the return, the inventory, the supporting affidavit, and other
4 documents pertaining to Search Warrant #884686 (hereinafter, "the Warrant Records") should be
5 unsealed but given *only* to him and his counsel – and that the duration of the sealing order should be
6 further extended—in order to give his lawyers additional time in which to first conduct an *in camera*
7 review of the Warrant Records. But this assertion finds no support in the Constitution, the relevant
8 statutes and rules of court, or indeed in Defendant Jackson's prior public statements or
9 representations to this Court. Significantly, the District Attorney has elected not to oppose the
10 Access Proponents' Motion to Unseal. See Supplemental Declaration of Julian W. Poon ("Poon
11 Supp. Decl.") at ¶ 2.

12 The Court should reject Defendant Jackson's arguments for several reasons. First, Defendant
13 Jackson's contention that all of the Warrant Records should remain sealed for the time being cannot
14 be reconciled with Defendant Jackson's own recent and public allegations of serious wrongdoing by
15 Santa Barbara authorities in executing the search warrant in question—surely a matter of immediate
16 public concern and interest. See Exhibit B to Request for Protective Order Binding Both Parties
17 Regarding Public Statements Concerning This Case (transcript of Jackson's interview on CBS's "60
18 Minutes" television news program, in which Jackson alleges, *inter alia*, that Santa Barbara authorities
19 "went into areas they weren't supposed to go into – like my office. They didn't have search warrants
20 for those places. And they totally took advantage. And the room is a total, total wreck...."). Such
21 statements belie Defendant Jackson's contention in his Opposition that he needs more time to review,
22 *in camera*, the details set forth in the Warrant Records, such as what items were seized and what
23 exactly were the outer bounds set by the search warrants. But, more important, they emphasize the
24 pressing need for contemporaneous public access to and scrutiny of criminal proceedings to "permi[t]

26 ¹ Again, the "Access Proponents" refer to movants National Broadcasting Company, Inc., CBS
27 Broadcasting Inc.; Fox News Network L.L.C.; ABC, Inc.; Cable News Network, Inc.; The New
28 York Times Company; *Los Angeles Times*; Courtroom Television Network LLC; and The
Associated Press.

1 the public to participate in and serve as a check upon the judicial process—an essential component in
2 our structure of self-government.” *Globe Newspaper Co. v. Superior Court*, 457 U.S. 596, 606
3 (1982). As the California Supreme Court declared in *NBC Subsidiary*, “[i]f public court business is
4 conducted in private, it becomes impossible to expose corruption, incompetence, inefficiency,
5 prejudice, and favoritism. For this reason traditional Anglo-American jurisprudence distrusts secrecy
6 in judicial proceedings and favors a policy of maximum public access to proceedings and records of
7 judicial tribunals.” 20 Cal. 4th at 1211 n.28 (quoting *Estate of Hearst*, 67 Cal. App. 3d 777, 784
8 (1977)).

9 Second, further delay in making public the Warrant Records, which have remained under seal
10 for almost two months now, should not be tolerated by this Court. “The loss of First Amendment
11 freedoms, for even minimal periods of time, unquestionably constitutes irreparable injury.” *Elrod v.*
12 *Burns*, 427 U.S. 347, 373-74 (1976). This Court should therefore grant the Access Proponents’
13 Motion to Unseal, especially in light of the Defendant’s accusations of official wrongdoing by public
14 authorities in executing a Search Warrant issued by this Court.

15 Third, this Court should reject Defendant Jackson’s effort to delay the hearing on these
16 important issues. Just six days ago, Defendant Jackson, through his counsel and after service of the
17 Motion to Unseal, voluntarily entered into a Joint Stipulation with the People and with the Access
18 Proponents (also through their counsel) to have the Access Proponents’ Motion to Unseal heard on
19 Friday, January 16, 2004. See Poon Supp. Decl. at ¶ 3 and Exhibit A thereto.² If Defendant
20 Jackson’s lawyers truly needed additional time to first review the Warrant Records in secret, in order
21 “to put forth an informed argument as to why the documents should or should not remain sealed,”
22 Opp. at 3, they never would have stipulated to have this question heard and possibly decided on
23 January 16.

24 The December 24, 2003 stipulation and submission to this Court in support of extending the
25 duration of the original 45-day sealing order (issued on November 17, 2003) cannot be regarded as

26
27 ² That same day, this Court signed and entered an order fixing January 16, 2004 as the date for the
28 hearing on the Access Proponents’ Motion to Unseal. See Poon Supp. Decl. at ¶ 3 and Exhibit A
thereto.

1 anything other than what defense counsel themselves regarded and represented to this Court as
2 "informed argument as to why the documents should ... remain sealed." Indeed, this stipulation was
3 presumably initiated and drafted by defense counsel themselves as evidenced by the caption on the
4 stipulation. In that December 24 stipulation and submission, Defendant Jackson's lawyers
5 represented to this Court, with the District Attorney's stipulation, that the Warrant Records "contain
6 confidential and other information that, if made public, would irreparably harm both the
7 prosecution's and defense's respective investigations," that "[t]he prosecution's and defense's right to
8 conduct their investigations and to a fair trial are overriding interests that overcome the right [of]
9 public access to the Materials," and that a blanket sealing order would be "narrowly tailored" and the
10 least restrictive means available to achieve this alleged overriding interest. See Exhibit "A" to
11 Declaration of Julian W. Poon (submitted with Motion to Unseal). Defense counsel's current claim
12 that they lack sufficient information to make judgments about the need for secrecy flatly contradicts
13 these unequivocal (but baseless) assertions that they successfully made to the Court 19 days ago in
14 their effort to keep the documents under seal.

15 Fourth, in enacting Penal Code § 1534(a), the Legislature never intended the kind of defense-
16 counsel-only sneak preview of the documents and records related to a search warrant, but rather
17 mandated the prompt public release—to everyone—of warrant-related materials upon the execution
18 and return of the warrant. Penal Code § 1534(a) provides that:

19 The documents and records of the court relating to the [search] warrant need not be
20 open to the public until the execution and return of the warrant or the expiration of the
21 10-day period after issuance. Thereafter, if the warrant has been executed, the
documents and records shall be open to the public as a judicial record.

22 *Id.* (emphasis added). The maximum statutory period then for which the Legislature contemplated
23 that search warrant records could remain shrouded from public view, absent the kind of particularized
24 and compelling showing needed to justify the sealing of any judicial record, is 10 days. Thus, if
25 Defendant Jackson wanted a sneak preview of the Warrant Records before they became "open to the
26 public as a judicial record," he should have moved the Court for permission to do so before that
27 period elapsed, or at the very least in the 57 days since this Court initially sealed the Warrant
28 Records. Despite their representations to the Court that the Warrant Records contain confidential

1 information the release of which would irreparably harm their investigation, however, Defendant
2 Jackson's lawyers have never made any attempt to move the Court for release of these records.
3 Accordingly, the implementation of the mandatory statutory directive of § 1534(a) that the Warrant
4 Records "shall be open to the public as a judicial record" by this Court is long overdue.

5 Finally, Defendant Jackson's contentions that the Rules of Court or *Swanson v. Superior*
6 *Court*, 211 Cal. App. 3d 332 (1989), provide otherwise ring hollow. There is nothing in Rule of
7 Court 243.1(d), 243.2(h), or any other provision of the Rules of Court that provides that a party
8 should first be given an opportunity to examine *in camera* records that are sought to be unsealed.
9 Rule 243.2(h) simply requires that "[n]otice of any motion, application, or petition to unseal must be
10 filed and served on all parties in the case"—a straightforward requirement that has been satisfied in
11 this case. Rule 243.1(d), in turn, simply states what express factual findings the court must make in
12 order to seal records—findings about which Defendant Jackson's lawyers evidently thought they had
13 enough information to advise this Court as evidenced by the content of the December 24 stipulation
14 and submission to this Court in favor of extending the original 45-day sealing order. As for *Swanson*,
15 that case is wholly inapposite to this case because it dealt with the separate question of whether a
16 criminal defendant should be allowed to view portions of an affidavit in support of a search warrant
17 in challenging that warrant. *See id.* at 339. Moreover, there is nothing in *Swanson* that suggests that
18 the proper procedure would be to provide only the defendant with portions of the affidavit, as
19 opposed to unsealing those portions for the benefit of both the public and the defendant.

20 In short, the Warrant Records should be unsealed forthwith. "[A] presumption of openness
21 inheres in the very nature of a criminal trial under our system of justice." *NBC Subsidiary*, 20 Cal.
22 4th at 1200 (quoting *Richmond Newspapers, Inc. v. Virginia*, 448 U.S. 555, 573 (1980) (plurality)).
23 The District Attorney does not intend to oppose this request (Poon Supp. Decl. at ¶ 2), and Defendant
24 Jackson has provided no grounds whatsoever – let alone the sort of "overriding interest" that is
25 required to overcome this strong presumption – for further delaying release of documents and records
26 that the Legislature has decreed "shall be open to the public as a judicial record" upon the execution
27 and return of a search warrant. Penal Code § 1534(a). This Court should therefore grant the Access
28 Proponents' Motion to Unseal.

1 DATED: January 13, 2004

2 Respectfully submitted,

3 GIBSON, DUNN & CRUTCHER LLP
4 Theodore J. Boutros, Jr.
5 Julian W. Poon

6 By:

Ted Boutros Jr
Theodore J. Boutros, Jr.

7 Attorneys for National Broadcasting Company, Inc.;
8 CBS Broadcasting Inc.; Fox News Network L.L.C.;
9 ABC, Inc.; Cable News Network LP, LLLP; The New
10 York Times Company; *Los Angeles Times*; Courtroom
11 Television Network LLC; The Associated Press

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SUPPLEMENTAL DECLARATION OF JULIAN W. POON

I, Julian W. Poon, declare as follows:

1. I am an associate with Gibson, Dunn & Crutcher LLP, which has been retained by movants National Broadcasting Company, Inc.; CBS Broadcasting Inc.; Fox News Network L.L.C.; ABC, Inc.; Cable News Network LP, LLLP; The New York Times Company; *Los Angeles Times*; Courtroom Television Network LLC; The Associated Press ("the Access Proponents"). I make this supplemental declaration in support of the Access Proponents' Reply to Defendant Jackson's Opposition to the Access Proponents' Motion to Unseal Certain Court Records Related to Search Warrant # 884686. I have personal knowledge of the facts stated in this declaration, unless the context indicates otherwise, and, if called as a witness, could and would testify competently thereto.

2. On January 8, 2004, Senior Deputy District Attorney Gerald McC. Franklin of the Santa Barbara County District Attorney's Office advised me that the District Attorney's Office will not oppose the Access Proponents' Motion to Unseal.

3. Attached hereto as Exhibit "A" is a copy of a stipulation entered into by counsel for Defendant Jackson, for the People, and for the Access Proponents, agreeing to have the Access Proponents' Motion to Unseal ("Motion to Unseal") heard on Friday, January 16, 2004, at 8:30 a.m. Included in Exhibit "A" is a copy of an order signed the same day—January 7, 2004—by this Court setting the hearing on the Motion to Unseal for January 16, 2004, at 8:30 a.m.

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct and was executed by me at Los Angeles, California, on January 13, 2004.


Julian W. Poon

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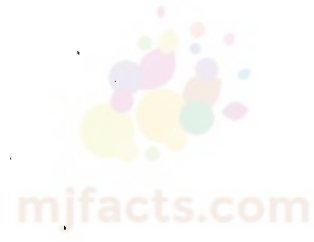


EXHIBIT A

COPY

GIBSON, DUNN & CRUTCHER LLP
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333 South Grand Avenue,
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Telephone: (213) 229-7000
Facsimile: (213) 229-7520

Attorneys for National Broadcasting
Company, Inc.; CBS Broadcasting Inc.; Fox
News Network L.L.C.; ABC, Inc.; Cable
News Network, Inc.; and The New York
Times Company

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA BARBARA

JAN 07 2004

GARY M. BLAIR, EXEC. OFFICER
By Aligia Alcocer
ALIGIA ALCOCER, Deputy Clerk

**SUPERIOR COURT, STATE OF CALIFORNIA
FOR THE COUNTY OF SANTA BARBARA**

**THE PEOPLE OF THE STATE OF
CALIFORNIA,**

Plaintiff,

vs,

MICHAEL JACKSON, et al.

Defendant.

Case No.: 1133603
Search Warrant No. 884686

**JOINT STIPULATION TO SHORTEN TIME
ON MOTION TO UNSEAL CERTAIN
COURT RECORDS RELATED TO SEARCH
WARRANT #884686**

Date: January 16, 2004
Time: 8:30 a.m.
Place: Department SM2,
Judge Rodney S. Melville

[FAX FILED]

Plaintiff People of the State of California, Defendant Michael Jackson, and National
Broadcasting Company, Inc., CBS Broadcasting Inc., Fox News Network L.L.C., ABC, Inc., Cable
News Network, Inc., and The New York Times Company (collectively, "the parties") hereby agree
and stipulate to shorten the time for the hearing on the Motion to Unseal Certain Court Records
Related to Search Warrant #884686 to January 16, 2004, at 8:30 a.m.

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Gibson, Dunn &
Crutcher LLP

**Joint Stipulation to Shorten Time On Motion to Unseal Certain Court Records
Related to Search Warrant #884686**

STIPULATION

IT IS HEREBY STIPULATED AND AGREED by the parties to set the hearing on the Motion to Unseal Certain Court Records Related to Search Warrant #884686 for January 16, 2004, at 8:30 a.m.

Date: January 7, 2004

GIBSON, DUNN & CRUTCHER LLP
Theodore J. Boutrous, Jr., SBN 132099
Julian W. Poon, SBN 219843

By: Theodore J. Boutrous, Jr.
Theodore J. Boutrous, Jr.

Attorneys for National Broadcasting Company, Inc.;
CBS Broadcasting Inc.; Fox News Network L.L.C.;
ABC, Inc.; Cable News Network, Inc.; and The New
York Times Company

Date: January 7, 2004

DISTRICT ATTORNEY,
SANTA BARBARA COUNTY
Gerald McC. Franklin, SBN 40171

By: Gerald McC. Franklin
Gerald McC. Franklin

Attorney for Plaintiff The People of the State of
California

Date: January 7, 2004

GERAGOS & GERAGOS
Matthew Geragos, SBN 153390

By: Matthew Geragos
Matthew Geragos

Attorney for Defendant Michael Jackson

STIPULATION

IT IS HEREBY STIPULATED AND AGREED by the parties to set the hearing on the Motion to Unseal Certain Court Records Related to Search Warrant #884686 for January 16, 2004, at 8:30 a.m.

Date: January 7, 2004

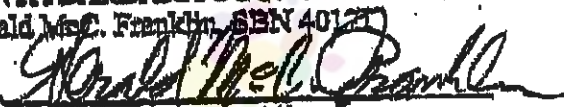
GIBSON, DUNN & CRUTCHER LLP
Theodore J. Boutrous, Jr., SBN 132099
Julian W. Poon, SBN 219843

By: 
Theodore J. Boutrous, Jr.

Attorneys for National Broadcasting Company, Inc.;
CBS Broadcasting Inc.; Fox News Network L.L.C.;
ABC, Inc.; Cable News Network, Inc.; and The New
York Times Company

Date: January 7, 2004

DISTRICT ATTORNEY,
SANTA BARBARA COUNTY
Gerald McC. Franklin, SBN 40121

By: 
Gerald McC. Franklin

Attorney for Plaintiff The People of the State of
California

Date: January 7, 2004

GERAGOS & GERAGOS
Matthew Geragos, SBN 153390

By: 
Matthew Geragos

Attorney for Defendant Michael Jackson

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STIPULATION

IT IS HEREBY STIPULATED AND AGREED by the parties to set the hearing on the Motion to Unseal Certain Court Records Related to Search Warrant #884586 for January 16, 2004, at 8:30 a.m.

Date: January 7, 2004

GIBSON, DUNN & CRUTCHER LLP
Theodore J. Boulton, Jr., SEN 132099
Julian W. Poon, SEN 219843

Theodore J. Boutrous, Jr.

Attorneys for National Broadcasting Company, Inc.;
CBS Broadcasting Inc.; Fox News Network L.L.C.;
ABC, Inc.; Cable News Network, Inc.; and The New
York Times Company

Date: January 7, 2004

DISTRICT ATTORNEY,
SANTA BARBARA COUNTY
Gerald McC. Franklin, SBN 40171

By: Gerald McC. Franklin

Attorney for Plaintiff: The People of the State of California

Date: January 7, 2004

GERAGOS & GERAGOS
Matthew Geragos, SEN 153390

By: Matthew Geraghty
Matthew Geraghty

Attorney for Defendant Michael Jackson

CERTIFICATE OF SERVICE

MAIL, COMMERCIAL OVERNIGHT MESSENGER, FAX, HAND DELIVERY

I, Lindie S. Joy, hereby certify as follows:

I am employed in the County of Los Angeles, State of California; I am over the age of eighteen years and am not a party to this action; my business address is 333 South Grand Avenue, Los Angeles, California 90071, in said County and State; I am employed in the office of Julian W. Poon, a member of the bar of this Court, and at his/her direction, on January 7, 2004, I served the following:

**JOINT STIPULATION TO SHORTEN TIME ON MOTION TO UNSEAL CERTAIN
COURT RECORDS RELATED TO SEARCH WARRANT #884686**

on the interested parties in this action, by:

☒ **Service by Mail:** placing true and correct copy(ies) thereof in an envelope addressed to the attorney(s) of record, addressed as follows:

Gerald McC. Franklin
Senior Deputy District Attorney
Santa Barbara County
1105 Santa Barbara Street
Santa Barbara, CA 93101-2007

Hon. Thomas R. Adams
Santa Barbara Superior Court
1100 Anacapa Street, Dept. 2
Santa Barbara, CA 93101

Judge Clifford R. Anderson, III
Santa Barbara Superior Court
118 E. Figueroa Street
Santa Barbara, CA 93101

Matthew Geragos
Geragos & Geragos
350 S. Grand Avenue, Suite 3900
Los Angeles, CA 90071-3480

I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. postal service on that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business.

///

///

1 ☐ **Service by Commercial Overnight Messenger:** placing true and correct copy(ies) thereof in
2 an envelope addressed to the attorney(s) of record, addressed as follows:

3
4 and after sealing said envelope I caused same to be delivered to the aforementioned attorney(s) by
5 qualified commercial overnight messenger.
6

7 ☒ **Service by Fax:** causing a true copy thereof to be sent via facsimile to the attorney(s) of
8 record at the telecopier number(s) so indicated, addressed as follows:

9 **Attorney Name & Address**

Fax and Callback Number

10
11 Gerald McC. Franklin
12 Senior Deputy District Attorney
13 Santa Barbara County
1105 Santa Barbara Street
Santa Barbara, CA 93101-2007

Facsimile: (805) 568-2398
Telephone: (805) 568-2306

14 Hon. Thomas R. Adams
15 Santa Barbara Superior Court
1100 Anacapa Street, Dept. 2
16 Santa Barbara, CA 93101

Facsimile: (805) 568-2219
Telephone: (805) 568-3180

17 Judge Clifford R. Anderson, III
18 Santa Barbara Superior Court
118 E. Figueroa Street
19 Santa Barbara, CA 93101

Facsimile: (805) 568-2847
Telephone: (805) 568-2735

20 Matthew Geragos
21 Geragos & Geragos
350 S. Grand Avenue, Suite 3900
Los Angeles, CA 90071-3480

Facsimile: (213) 625-1600
Telephone: (213) 625-3900

22 and that the transmission was reported as completed and without error.

23 ☐ **Service by Hand Delivery:** delivering true and correct copy(ies) thereof and sufficient
24 envelope(s) addressed to the attorney(s) of record, addressed as follows:

25
26 to a messenger or messengers for personal delivery.
27

28 ///

1 I certify under penalty of perjury that the foregoing is true and correct, that the foregoing
2 document(s), and all copies made from same, were printed on recycled paper, and that this Certificate
3 of Service was executed by me on January 7, 2004, at Los Angeles, California.
4

5
6 
7 Lindie S. Joy

COPY

1 **GIBSON, DUNN & CRUTCHER LLP**
 2 Theodore J. Boutros, Jr., SBN 132099
 3 Julian W. Poon, SBN 219843
 4 333 South Grand Avenue,
 Los Angeles, CA 90071-3197
 Telephone: (213) 229-7000
 Facsimile: (213) 229-7520

5 Attorneys for National Broadcasting
 6 Company, Inc.; CBS Broadcasting Inc.; Fox
 News Network L.L.C.; ABC, Inc.; Cable
 7 News Network, Inc.; and The New York
 Times Company

FILEDSUPERIOR COURT of CALIFORNIA
COUNTY OF SANTA BARBARA

JAN 07 2004

GARY M. BLAIR, EXEC. OFFICER

By Alicia Alcocer
ALICIA ALCOCER, Deputy Clerk

8
9
10 **SUPERIOR COURT, STATE OF CALIFORNIA**
 11 **FOR THE COUNTY OF SANTA BARBARA**

12
13 **THE PEOPLE OF THE STATE OF**
 14 **CALIFORNIA,**

Plaintiff,

vs.

16 **MICHAEL JACKSON, et al.**

Defendant,

Case No.: 1133603
 Search Warrant No. 884686

15 **~~PROPOSED~~ ORDER SHORTENING TIME**
ON MOTION TO UNSEAL CERTAIN
COURT RECORDS RELATED TO SEARCH
WARRANT #884686

17 Date: January 16, 2004
 18 Time: 8:30 a.m.
 19 Place: Department SM2,
 Judge Rodney S. Melville

[VIA FACSIMILE]

Good cause appearing,

22 **IT IS HEREBY ORDERED THAT the Motion to Unseal Certain Court Records Related to**
 23 **Search Warrant #884686 shall be set for hearing on January 16, 2004, at 8:30 a.m.**

24
25 **DATED: January 7, 2004**

26 Rodney S. Melville
 27 Judge of the Superior Court
 28 **RODNEY S. MELVILLE**

[Proposed] Order Shortening Time On Motion to Unseal Certain Court Records
Related to Search Warrant #884686

CERTIFICATE OF SERVICE

MAIL, COMMERCIAL OVERNIGHT MESSENGER, FAX, HAND DELIVERY

I, Lindie S. Joy, hereby certify as follows:

I am employed in the County of Los Angeles, State of California; I am over the age of eighteen years and am not a party to this action; my business address is 333 South Grand Avenue, Los Angeles, California 90071, in said County and State; I am employed in the office of Julian W. Poon, a member of the bar of this Court, and at his/her direction, on January 13, 2004, I served the following:

REPLY OF NATIONAL BROADCASTING COMPANY, INC.; CBS BROADCASTING INC.; FOX NEWS NETWORK L.L.C.; ABC, INC.; CABLE NEWS NETWORK LP, LLP; THE NEW YORK TIMES COMPANY; LOS ANGELES TIMES; COURTROOM TELEVISION NETWORK LLC; AND THE ASSOCIATED PRESS ("THE ACCESS PROPONENTS") TO DEFENDANT JACKSON'S OPPOSITION TO THE ACCESS PROPONENTS' MOTION SEEKING TO UNSEAL CERTAIN COURT RECORDS RELATED TO SEARCH WARRANT #884686; SUPPLEMENTAL DECLARATION OF JULIAN W. POON IN SUPPORT THEREOF on the interested parties in this action, by:

☒ **Service by Mail:** placing true and correct copy(ies) thereof in an envelope addressed to the attorney(s) of record, addressed as follows:

Thomas W. Sneddon, Jr.
District Attorney
Santa Barbara County
1105 Santa Barbara Street
Santa Barbara, CA 93101-2007

Hon. Thomas R. Adams
Santa Barbara Superior Court
1100 Anacapa Street, Dept. 2
Santa Barbara, CA 93101

Judge Clifford R. Anderson, III
Santa Barbara Superior Court
118 E. Figueroa Street
Santa Barbara, CA 93101

Mark John Geragos
Geragos & Geragos
350 S. Grand Avenue, Suite 3900
Los Angeles, CA 90071-3480

I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. postal service on that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business.

☐ **Service by Commercial Overnight Messenger:** placing true and correct copy(ies) thereof in an envelope addressed to the attorney(s) of record, addressed as follows:

1 and after sealing said envelope I caused same to be delivered to the aforementioned attorney(s) by
2 qualified commercial overnight messenger.

3 ☒ **Service by Fax:** causing a true copy thereof to be sent via facsimile to the attorney(s) of
4 record at the telecopier number(s) so indicated, addressed as follows:

5 **Attorney Name & Address**

Fax and Callback Number

6 Thomas W. Sneddon, Jr.
7 District Attorney
8 Santa Barbara County
9 1105 Santa Barbara Street
10 Santa Barbara, CA 93101-2007

Facsimile: (805) 568-2398
Telephone: (805) 568-2306

11 Hon. Thomas R. Adams
12 Santa Barbara Superior Court
13 1100 Anacapa Street, Dept. 2
14 Santa Barbara, CA 93101

Facsimile: (805) 568-2219
Telephone: (805) 568-3180

15 Judge Clifford R. Anderson, III
16 Santa Barbara Superior Court
17 118 E. Figueroa Street
18 Santa Barbara, CA 93101

Facsimile: (805) 568-2847
Telephone: (805) 568-2735

19 Mark John Geragos
20 Geragos & Geragos
21 350 S. Grand Avenue, Suite 3900
22 Los Angeles, CA 90071-3480

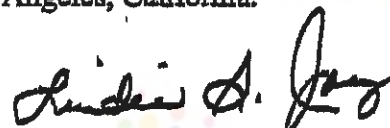
Facsimile: (213) 625-1600
Telephone: (213) 625-3900

23 and that the transmission was reported as completed and without error.

24 ☐ **Service by Hand Delivery:** delivering true and correct copy(ies) thereof and sufficient
25 envelope(s) addressed to the attorney(s) of record, addressed as follows:

26 to a messenger or messengers for personal delivery.

27 I certify under penalty of perjury that the foregoing is true and correct, that the foregoing
28 document(s), and all copies made from same, were printed on recycled paper, and that this Certificate
of Service was executed by me on January 13, 2004 at Los Angeles, California.



Lindie S. Joy

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