

JAN 21 2005

GARY M. BLAIR, Executive Officer  
BY Carrie L. Wagner  
CARRIE L. WAGNER, Deputy Clerk

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF SANTA BARBARA  
SANTA MARIA DIVISION

THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

MICHAEL JOE JACKSON,

Defendant.

No. 1135605

~~PROPOSED~~  
ORDER DIRECTING THAT  
PLAINTIFF'S REPLY TO  
DEFENDANT'S OPPOSITION  
TO CHILD SEXUAL ABUSE  
TRAUMA SYNDROME  
EVIDENCE BE MAINTAINED  
UNDER CONDITIONAL SEAL  
PENDING FURTHER ORDER  
OF COURT

It appearing from the Declaration of Gerald McC. Franklin and from the Plaintiff's Reply to Defendant's Opposition to Motion to Admit Expert Evidence of Child Abuse Trauma Syndrome, that information that hitherto has been sealed is set forth in the Reply, disclosure of which may prejudice the right of the parties to a fair trial, the Court orders as follows:

1. Plaintiff's Reply to Defendant's Opposition to Motion to Admit Expert Evidence of Child Abuse Trauma Syndrome Motion is conditionally sealed;




2. The motion to maintain that Reply under conditional seal until further order of court shall be heard on January 21, 2005, at 9:30 a.m.;

3. The Court will consider the moving party's suggested redacted version of Reply to Defendant's Opposition to Motion to Admit Expert Evidence of Child Abuse Trauma Syndrome and may, between the date of this Order and January 21, 2005, release a redacted

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version of the Reply.

DATED: January 21, 2005

  
  
  
  
  
Rodney S. Melville  
RODNEY S. MELVILLE  
Judge of the Superior Court

  
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PROOF OF SERVICE

STATE OF CALIFORNIA }  
COUNTY OF SANTA BARBARA } SS

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years and I am not a party to the within-entitled action. My business address is: District Attorney's Office; Courthouse; 1114 Santa Barbara Street, Santa Barbara, California 93101.

On January 20, 2005, I served the within PLAINTIFF'S MOTION THAT PLAINTIFF'S REPLY TO DEFENDANT'S OPPOSITION TO MOTION TO ADMIT EXPERT EVIDENCE OF CHILD ABUSE ACCOMMODATION SYNDROME BE MAINTAINED UNDER SEAL on Media's counsel and on Defendant, by THOMAS A. MESEREAU, JR., ROBERT SANGER and BRIAN OXMAN, by causing a true copy to be transmitted to Defendant's co-counsel and to Media's counsel at the facsimile number shown with the address for counsel on the attached Service List, and then causing that copy to be mailed to each at the address shown on the Service List.

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

Executed at Santa Barbara, California on this 20th day of January, 2005.

  
Gerald McC. Franklin

1  
2 **SERVICE LIST**  
3

4 GIBSON, DUNN & CRUTCHER, LLP  
5 Theodore J. Boutros, Jr., Esq.  
6 William E. Thomson, Esq.  
7 Julian Poon, Esq.  
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11 Attorneys for (collectively) "Media"  
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13 THOMAS A. MESEREAU, JR.  
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15 1875 Century Park East, No. 700  
16 Los Angeles, CA 90067  
17 FAX: [CONFIDENTIAL]

18 Attorney for Defendant Michael Jackson  
19

20 ROBERT SANGER, ESQ.  
21 Sanger & Swyson, Lawyers  
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25 Co-counsel for Defendant  
26

27 BRIAN OXMAN, ESQ.  
28 Oxman & Jaroscale, Lawyers  
14126 E. Rosecrans Blvd.,  
Santa Fe Springs, CA 90670

Co-counsel for Defendant

STATE OF CALIFORNIA, COUNTY OF SANTA BARBARA:

I am a citizen of the United States of America and a resident of the county aforesaid. I am employed by the County of Santa Barbara, State of California. I am over the age of 18 and not a party to the within action. My business address is 312-H East Cook Street, Santa Maria, California.

On JANUARY 25, 2005, I served a copy of the attached ORDER DIRECTING THAT PLAINTIFF'S REPLY TO DEFENDANT'S OPPOSITION TO CHILD SEXUAL ABUSE TRAUMA SYNDROME EVIDENCE BE MAINTAINED UNDER CONDITIONAL SEAL PENDING FURTHER ORDER OF COURT addressed as follows:

THOMAS A. MESEREAU, JR.  
COLLINS, MESEREAU, REDDOCK & YU, LLP  
1875 CENTURY PARK EAST, 7<sup>TH</sup> FLOOR  
LOS ANGELES, CA 90067

THOMAS W. SNEDDON, JR.  
DISTRICT ATTORNEY'S OFFICE  
1112 SANTA BARBARA STREET  
SANTA BARBARA, CA 93101

FAX

By faxing true copies thereof to the receiving fax numbers of: (805) 456-0699 (Thomas Mesereau, Jr.); (805) 568-2398 (Thomas Sneddon), Said transmission was reported complete and without error. Pursuant to California Rules of Court 2005(1), a transmission report was properly issued by the transmitting facsimile machine and is attached hereto.

MAIL

By placing true copies thereof enclosed in a sealed envelope with postage fully prepaid, in the United States Postal Service mail box in the City of Santa Maria, County of Santa Barbara, addressed as above. That there is delivery service by the United States Postal Service at the place so addressed or that there is a regular communication by mail between the place of mailing and the place so addressed.

PERSONAL SERVICE

By leaving a true copy thereof at their office with the person having charge thereof or by hand delivery to the above mentioned parties.

EXPRESS MAIL

By depositing such envelope in a post office, mallbox, sub-post office, substation, mail chute, or other like facility regularly maintained by the United States Postal Service for receipt of Express Mail, in a sealed envelope, with express mail postage paid.

I certify under penalty of perjury that the foregoing is true and correct. Executed this 25<sup>TH</sup> day of JANUARY, 2005, at Santa Maria, California.

Carrie L Wagner  
CARRIE L WAGNER