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GERAGOS & GERAGOS

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MARK J. GERAGOS, SBN 108325
Attorney for Defendant, MICHAEL JACKSON

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA BARBARA

FEB 09 2004

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**

THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

vs.

MICHAEL JACKSON,

Defendant.

Case No.: 1133603

DEFENDANT'S NOTICE OF MOTION AND MOTION FOR ORDER SEALING DEFENDANT'S RESPONSE TO PLAINTIFF'S MEMORANDUM REGARDING DEFENDANT'S CLAIM OF ATTORNEY-CLIENT AND ATTORNEY WORK PRODUCT PRIVILEGES; DECLARATION OF MARK J. GERAGOS; [PROPOSED] ORDER

Date: February 13, 2004
Place: SM-2
Time: 8:30 a.m.

TO: ALL INTERESTED PARTIES

PLEASE TAKE NOTICE that on February 13, 2004, at 8:30 a.m. or as soon thereafter as the matter may be heard, in Department SM2, Defendant Michael Jackson ("Mr. Jackson") will, and hereby does, move for an order directing that "Defendant's Response to Plaintiff's Memorandum Regarding Defendant's Claim of Attorney-Client

DEFENDANT'S NOTICE OF MOTION AND MOTION TO SEAL DEFENDANT'S RESPONSE TO PLAINTIFF'S MEMORANDUM REGARDING DEFENDANT'S CLAIM OF ATTORNEY-CLIENT AND ATTORNEY WORK PRODUCT PRIVILEGE

1 and Attorney Work Product Privileges" be maintained under conditional seal until further
2 order of court, pursuant to California Rules of Court, rule 243.1 et seq.

3 The motion will be made on the ground that the facts, as established by the
4 accompanying declaration of Mark J. Geragos, are sufficient to justify sealing the
5 specified records pursuant to California Rules of Court, rule 243.1 et seq.

6 The motion will be based on this notice of motion, on the declaration of Mark J.
7 Geragos served and filed herewith, on the records and the file herein, and on such
8 evidence as may be presented at the hearing of the motion.

9
10 Dated: February 6, 2004

Respectfully Submitted,

GERAGOS & GERAGOS

11
12 By: 

13 MARK J. GERAGOS
14 Attorney for Defendant
15 MICHAEL JACKSON

16 Benjamin Brafman (Admitted Pro Hac
17 Vice)
18 BRAFMAN & ROSS PC
19 767 Third Avenue, 26th Floor
20 New York, NY 10017
21 Telephone: 212-750-7800
22 Facsimile: 212-750-3906

23 Steve Cochran (SBN 105541)
24 KATTEN MUCHIN ZAVIS
25 ROSENMAN
26 2029 Century Park East, Suite 2600
27 Los Angeles, California 90067
28 Telephone: (310) 788-4400
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Robert M. Sanger (SBN 58214)
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Telephone: 805-962-4887
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DEFENDANT'S NOTICE OF MOTION AND MOTION TO SEAL DEFENDANT'S RESPONSE TO PLAINTIFF'S MEMORANDUM REGARDING DEFENDANT'S
CLAIM OF ATTORNEY-CLIENT AND ATTORNEY WORK PRODUCT PRIVILEGE

1
2
3 ~~PROPOSED~~ ORDER

4 The Court, having reviewed the unredacted and redacted versions of
5 "Defendant's Response to Plaintiff's Memorandum Regarding Defendant's Claim of
6 Attorney-Client and Attorney Work Product Privileges" and in light of the Court's
7 January 16, 2004 order, orders as follows:

8 1. "Defendant's Response to Plaintiff's Memorandum Regarding Defendant's
9 Claim of Attorney-Client and Attorney Work Product Privileges" is conditionally sealed;

10 2. The redacted version of "Defendant's Response to Plaintiff's Memorandum
11 Regarding Defendant's Claim of Attorney-Client and Attorney Work Product Privileges"
12 shall be placed in the public file; and,

13 3. The motion to maintain "Defendant's Response to Plaintiff's Memorandum
14 Regarding Defendant's Claim of Attorney-Client and Attorney Work Product Privileges"
15 under conditional seal until further order of the Court shall be heard on February 13,
16 2004, at 8:30 a.m.

17 DATED: FEB 09 2004

18 
19 _____
20 RODNEY S. MELVILLE
21 Judge of the Superior Court

PROOF OF SERVICE BY FAX

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 350 N. Grand Avenue, 39th Floor, Los Angeles, California 90071.

On execution date set forth below, I served the following

DOCUMENTS OR DOCUMENTS DESCRIBED AS:

DEFENDANT'S NOTICE OF MOTION AND MOTION FOR ORDER SEALING DEFENDANT'S RESPONSE TO PLAINTIFF'S MEMORANDUM REGARDING DEFENDANT'S CLAIM OF ATTORNEY-CLIENT AND ATTORNEY WORK PRODUCT PRIVILEGES; DECLARATION OF MARK J. GERAGOS; [PROPOSED] ORDER

_____ placing a true copy thereof enclosed in sealed envelopes with postage thereon fully prepaid, to the attorneys and their perspective addresses listed below, in the United States Mail at Los Angeles, California.

transmitting by facsimile transmission the above document to the attorneys listed below at their receiving facsimile telephone numbers. The sending facsimile machine I used, with telephone number (213) 625-1600, complied with C.R.C. Rule 2003(3). The transmission was reported as complete and without error.

_____ personally delivering the document(s) listed above to the party or parties listed below, or to their respective agents or employees.

PARTIES SERVED BY FAX:

Judge Rodney S. Melville Fax No.: 805-346-7616	DA Thomas Sneddon Fax No.: 805-568-2396	DDA Gerald Franklin Fax No.: 805-568-2396
Benjamin Brafman Fax No.: 212-750-3906	Steve Cochran Fax. No.: 310-712-8455	Robert M. Sanger Fax. No.: 805-963-7311

Executed on February 6, 2004, at Los Angeles, California.

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


RAFFI NALJIAN