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

17 THE PEOPLE OF THE STATE OF
18 CALIFORNIA,

19 Plaintiff,

20 vs.

21 MICHAEL J. JACKSON

22 Defendant.
23

CASE NO. 1133603

**EX PARTE APPLICATION FOR
LEAVE TO FILE UNDER SEAL
MR. JACKSON'S MOTION TO
COMPEL DISCOVERY**

FILED UNDER SEAL

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA BARBARA

MAY 14 2004

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

- 1 -
EX PARTE APPLICATION FOR LEAVE TO FILE UNDER SEAL MOTION TO COMPEL DISCOVERY

1 Defendant Michael I. Jackson, through his counsel, hereby applies ex parte for
2 leave to file under seal his motion to compel discovery. Filing under seal is
3 necessary because the content of the motion includes reference to under-seal and
4 other information subject to this Court's protective order.

5 This application is based upon the attached declaration of Steve Cochran, the
6 file and record in this case and any other information presented prior to a ruling
7 hereon.

8 May 13, 2004

Respectfully submitted,

9 Thomas A. Mesereau, Jr.
10 Susan Yu
11 COLLINS, MESEREAU, REDDOCK & YU

12 Steve Cochran
13 KATTEN MUCHIN ZAVIS ROSENMAN

14 Robert M. Sanger
15 SANGER & SWYSEN

16 By:



17 Steve Cochran
18 Attorneys for Defendant
19 MICHAEL J. JACKSON
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DECLARATION OF STEVE COCHRAN

I, Steve Cochran, declare as follows:

1. I am an attorney duly authorized to practice before all courts of the State of California and am a partner of the law firm of Katten Muchin Zavis Rosenman, co-counsel for Michael J. Jackson. I submit this declaration in support of an ex parte application for leave to file under seal Mr. Jackson's motion to compel discovery.

2. This motion contains a summary that reveals under-seal information regarding discovery provided to date. Non-public information about communications among counsel concerning discovery is also disclosed.

3. Under-seal submission of the motion to compel discovery is necessary to implement this Court's protective and under-seal orders. This motion will be served upon the prosecution without redaction.

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

Executed this 13th day of May, 2004 at Los Angeles, California.


Steve Cochran

PROOF OF SERVICE BY MAIL

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen and not a party to the within action, and my business address is Katten Muchin Zavis Rosenman (the "business"), 2029 Century Park East, Suite 2600, Los Angeles, California 90067.

() I am readily familiar with the business's practice for collection and processing of correspondence for mailing with the United States Postal Service; such correspondence would be deposited with the United States Postal Service the same day of deposit in the ordinary course of business.

(X) By Facsimile Machine, I caused the above-referenced document(s) to be transmitted to the above-named persons.

On May 14, 2004, I served the foregoing documents described as

EX PARTE APPLICATION TO FILE MOTION TO COMPEL DISCOVERY UNDER SEAL; (PROPOSED) ORDER

NOTICE/MOTION TO COMPEL DISCOVERY

on the interested parties in this action as follows:

Thomas W. Sneddon, Jr.
District Attorney of Santa Barbara
1105 Santa Barbara Street
Santa Barbara, CA 93101

Fax: 805-568-2398

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct

Executed on May 14, 2004, at Los Angeles, California.


Shirley Appleton