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FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA BARBARA

JUN 25 2004

GARY M. BLAIR, Executive Officer
BY *Garril L. Wagner*
GARRIL L. WAGNER, Deputy Clerk

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9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
10 **IN AND FOR THE COUNTY OF SANTA BARBARA**
11 **SANTA MARIA DIVISION**

12
13 No. 1133603

14 THE PEOPLE OF THE STATE OF CALIFORNIA,
15 Plaintiff,
16 vs.
17 MICHAEL JOE JACKSON,
18 Defendant.

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22 **PLAINTIFF'S REQUEST FOR
CLARIFICATION RE:
COURT'S PROTECTIVE
ORDER.**

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26 **DATE: July 9, 2004
TIME: 8:30 AM
DEPT.: SM2 (Melville)**

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On January 23, 2004 the court issued a protective order which unequivocally proscribed the public dissemination of any statements from defendant relating to this case (sec Protective Order SMSC#1133603). On June 17, 2004 defendant issued the following statement to the media:

"I respect the obligation of confidentiality imposed on all of the parties to the 1993 proceedings. Yet, someone has chosen to violate the confidentiality of those proceedings. Whoever

1 is now leaking this material is showing as much disrespect for
2 the Santa Maria Court's 'gag order' as they are a
3 determination to attack me. "No action or investigation has
4 been taken to determine who is leaking this information or
5 why they are permitted to violate the law in such a manner.
6 I respectfully request that people see these efforts for what
7 they are.

8 "These kinds of attacks and leaks seek to try the case in the
9 press, rather than to a jury who will hear all of the evidence
10 that will show that I did not, and would not, ever, harm a
11 child. I have always maintained my innocence and
12 vehemently denied that these events ever took place. I
13 reluctantly chose to settle the false claims only to end the
14 terrible publicity and to continue with my life and career.

15 I ask all of my neighbors in Santa Maria, the people to whom
16 I give my loyal trust and admiration, to keep an open mind
17 and give me a chance to show that I am completely innocent
18 of these charges. I will not let you down."

19 This statement was published on the official Michael Jackson internet fan site, MJJ
20 Forum which is "recognized acknowledged and approved by the management of Michael
21 Jackson and MJJ productions." (See Exhibit "A"). It was then published internationally
22 by Reuters and Associated Press (See Exhibit "B").

23 The People respectfully request the court for clarification whether defendant's
24 statement, on its face, is permissible in light of the court's protective order.

25 DATED: June 24, 2004

26 Respectfully submitted,

27 THOMAS W. SNEDDON, JR., DISTRICT ATTORNEY

28 BY:


GORDON AUCHINCLOSS
Senior Deputy District Attorney

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DECLARATION OF GORDON AUCHINCLOSS

I, Gordon Auchincloss do hereby declare:

I am a Senior Deputy District Attorney for the County of Santa Barbara. I am one of the attorneys assigned to the prosecution of *The People of the State of California v. Michael Joe Jackson*, Santa Barbara Superior Court Case No. 1133603.

On June 23, 2004, I conducted an internet search of the World Wide Web and downloaded exhibits "A" and "B" from their respective internet sites indicated on these documents. I am informed and believe that defendant's statement in "Exhibit A" was widely disseminated in the international media.

I declare under penalty of perjury that the foregoing is true and correct except for those statements made on information and belief and as to those statements, I believe them to be true.

Executed June 24, 2004, at Santa Barbara, California.



Gordon Auchincloss



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Exhibit A



Home Communication Hot Info Special MJF Specs MJF Game

MJF Talk Radio!



Hosted by Trish Brown and Ron Sweet
 Loyola Law Professor Laurle Levenson sits down with Trish and Ron for a follow up interview about the Jackson case Air date: 12/28/03.

Login

Username:

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Welcome



MJF Webhosting

In order to increase the amount of services that we offer to our members, we started a webhosting service in september 2003. From super light hosting (for simple things) to heavier hosting, Michael Jackson fans can now have their own affordable websites hosted with a trusted party: **MJF**.
Sign up now!

Help Support MJF!

MJF strives to bring you accurate information and the greatest content regarding The King of Pop. We are one of the only free fan communities on the web. Help us stay that way by making a monetary donation!



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- Home
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Who's Online

9 user(s) are online (7 user(s) are browsing News)

Members: 0

Guests: 9

more...

Recognized

This site is recognized, acknowledged, and approved by the management of Michael Jackson and MJ Productions.



Themes

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EXCLUSIVE ARTICLES : MJIF ENEWS ROUND UP #46

Posted by eNews = Your Source on 2004/6/20 10:12:12 (411 reads)

MJIF eNews Round Up #46
© MJJForum.com
June 20, 2004

MJJForum's Weekly eNews Round Up contains: member Birthdays, Michael Jackson chart information, an up to date schedule of fan support events and all of the weeks Michael Jackson related news.

To read complete article click [Read More](#)

[Read More...](#) | 27688 bytes more | [Comments?](#)

MICHAEL JACKSON NEWS : STATEMENT OF MICHAEL JACKSON, JUNE 17, 2004

Posted by eNews = Your Source on 2004/6/17 14:49:52 (41 reads)

"I respect the obligation of confidentiality imposed on all of the parties to the 1993 proceedings. Yet, someone has chosen to violate the confidentiality of those proceedings. Whoever is now leaking this material is showing as much disrespect for the Santa Maria Court's 'gag order' as they are a determination to attack me.

"No action or investigation has been taken to determine who is leaking this information or why they are permitted to violate the law in such a manner. I respectfully request that people see these efforts for what they are.

"These kinds of attacks and leaks seek to try the case in the press, rather than to a jury who will hear all of the evidence that will show that I did not, and would not, ever, harm a child. I have always maintained my Innocence and vehemently denied that these events ever took place. I reluctantly chose to settle the false claims only to end the terrible publicity and to continue with my life and career.

"I ask all of my neighbors in Santa Maria, the people to whom I give my loyal trust and admiration, to keep an open mind and give me a chance to show that I am completely innocent of these charges. I will not let you down."

Source: MJSource/MJJForum

[Read More...](#) | [1 comment](#)

MICHAEL JACKSON NEWS : 1993 CIVIL SETTLEMENT AGREEMENT RELEASED BY COURT TV

Posted by eNews = Your Source on 2004/6/15 22:23:28 (30 reads)

The 1993 confidential settlement agreement that was signed by Michael Jackson and his then-attorneys, Johnnie Cochran and Howard Weitzman, was shown on Court TV today making it public for the first time.

What is not known is if the documents shown on TV were "the actual agreement" in that 1993 case. Spokeswoman Raymone Bain said that the release of the information

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appeared aimed at influencing potential jurors against Mr. Jackson.

"That settlement has a very strict confidentiality agreement that was negotiated by parties. We are going to abide by that and not comment".

She added, "Whoever released this agreement, whether it is the actual agreement or not, did it deliberately and willfully with the intent to influence potential jurors in the current case, which is outrageous and an act of desperation."

Mr. Jackson has pleaded innocent and his attorney, Thomas Mesereau, has vowed to vindicate him at trial.

Source: Reuters/MJJForum

[Comments?](#)

EXCLUSIVE ARTICLES : NO REDUCTION OF BAIL

Posted by eNews = Your Source on 2004/6/14 16:53:07 (27 reads)

The original \$3 Million bail that was set on the day Michael Jackson was arrested back in November 2003, will not be reduced said Santa Barbara County Judge Rodney S. Melville. Additionally, Judge Melville added that although the amount is higher than what is typically imposed on others with similar charges, it is to ensure that Mr. Jackson will appear at future court dates.

"While there has to date been no significant issue with regard to the defendant's appearance at scheduled court events, it continues to appear to the court that a ... financial incentive to do so should be in place," Melville wrote in the ruling Friday. The ruling was released Monday.

Thomas Mesereau, Jr., Mr. Jackson's new attorney, argued that the bail should be lowered based on Mr. Jackson's charitable contributions, lack of criminal record and ties to Santa Barbara County. He said there were no legal grounds for setting the bail higher than normal because of Mr. Jackson's wealth.

Prosecutors said Mr. Jackson was likely to flee the country if his bail was reduced.

Source: AP/MJJForum

[Comments?](#)

EXCLUSIVE ARTICLES : MJF ENEWS ROUND UP #45

Posted by eNews = Your Source on 2004/6/13 16:22:31 (521 reads)

MJJF eNews Round Up #45

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June 13, 2004

MJJForum's Weekly eNews Round Up contains: member Birthdays, Michael Jackson chart information, an up to date schedule of fan support events and all of the weeks Michael Jackson related news.



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Exhibit B

the essential digital news network

ap

Jun 17, 10:01 PM EDT

Jackson Criticizes Settlement Terms Leak

By TIM MOLLOY
Associated Press Writer

LOS ANGELES (AP) -- Michael Jackson issued a statement Thursday criticizing whoever was responsible for leaking documents that disclosed the settlement terms in a 1993 civil case accusing him of child molestation.

The records, obtained by Court TV on Tuesday, said Jackson had agreed to pay \$15.3 million to a boy who claimed the singer molested him. Jackson, who faces trial in Santa Maria for allegedly molesting another boy in 2003, said he would never harm a child and said he had reluctantly agreed to the settlement because of the case's potential to harm his career.



"I respect the obligation of confidentiality imposed on all of the parties to the 1993 proceedings. Yet, someone has chosen to violate the confidentiality of those proceedings," Jackson said. "Whoever is now leaking this material is showing as much disrespect for the Santa Maria court's gag order as they are a determination to attack me."

He urged the public to see the leaks "for what they are."

"These kinds of attacks and leaks seek to try the case in the press, rather than to a jury who will hear all of the evidence that will show that I did not, and would not, ever, harm a child," Jackson said. "I have always maintained my innocence, and vehemently denied that these events ever took place."

The civil settlement in the 1993 case has been widely reported, but Tuesday was the first time documents were available showing the specific figure. The boy, his family and Jackson agreed to keep the settlement confidential, according to the document.

In the current case, Jackson, 45, has pleaded not guilty to committing a lewd act upon a child, administering an intoxicating agent, alcohol, and conspiracy to commit child abduction, false imprisonment and extortion.

The next court date in the case is June 25. Jackson is not expected to attend the hearing.

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Interactives

Timeline and a View of
Neverland Ranch

Documents

Felony complaint against
Jackson

Recent News

Jackson Criticizes
Settlement Terms Leak

Photos

Satellite image of
Neverland ranch