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25 Attorneys for Defendant MICHAEL JOSEPH JACKSON

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA BARBARA

AUG 05 2004

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

REDACTED COPY

26 SUPERIOR COURT OF THE STATE OF CALIFORNIA
27 FOR THE COUNTY OF SANTA BARBARA, COOK DIVISION

28 THE PEOPLE OF THE STATE OF
CALIFORNIA,

Plaintiffs,

vs.

MICHAEL JOSEPH JACKSON,

Defendant.

) Case No. 1133603

) STATUS REPORT

) ~~FILED UNDER SEAL~~

) Honorable Rodney S. Melville

29 TO THE CLERK OF THE ABOVE ENTITLED COURT AND TO THE DISTRICT
30 ATTORNEY OF THE COUNTY OF SANTA BARBARA, TOM SNEDDON, AND DEPUTY

STATUS REPORT

1 DISTRICT ATTORNEYS GERALD FRANKLIN, RON ZONEN, AND GORDON
2 AUCHINCLOSS:

3 We respectfully file this Status Report with the Court at this time in order to inform the Clerk
4 of discrepancies which seem to exist between the clerk's list of search warrants, provided to both
5 counsel on July 29, 2004.¹ We also intend to continue to meet and confer with the prosecution on
6 these matters, however, given the short time period between now and the telephonic hearing on
7 August 6, 2004, we felt it useful to provide this document for the Court. If we are able to resolve
8 any or all of the issues before the 6th, we will advise the Court immediately.

9
10 Dated: July 30, 2004

COLLINS, MESEREAU, REDDOCK & YU
Thomas A. Mesereau, Jr.
Susan C. Yu

12 KATTEN MUCHIN ZAVIS ROSENMAN
13 Steve Cochran
Stacey McKee Knight

14 SANGER & SWYSEN
Robert M. Sanger

15 OXMAN & JAROSCAK
16 Brian Oxman

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18 By: 

19 Robert M. Sanger
Attorneys for Defendant
MICHAEL JOSEPH JACKSON

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27 ¹ The Court has indicated that it did not accept letters or other unofficial correspondence from the
28 parties and, therefore, we are filing this Status Report as a formal paper.

1 STATUS OF PRODUCTION OF SEARCH WARRANTS, AFFIDAVITS AND RETURNS

2 I have reviewed the search warrants in our possession and compared them to the list
3 furnished to us by Judge Melville's secretary, Carrie Wagner (Attached hereto as Exhibit A), and
4 have concluded the following:

5 Of the 69 search warrants listed by the court, we are missing search warrant numbers 884686;
6 884689A; 884689B; 4912, 4953 and 5048A. In addition, the District Attorney's office sent us a
7 copy of 4959 which does not appear on the court's list.

8 As to the 72 or 73 search warrants, 14 have affidavits which appear to be complete; 10
9 affidavits have been redacted; and 48 or 49 we have not received at all.

10 Most of the returns are missing. We do have information on 18 of the returns. However,
11 most of those returns were pulled from discovery and not supplied with the search warrants.
12 Therefore, there is no way for us to be sure that the information we have is complete or accurate.

13 Furthermore, we received from the District Attorney's office search warrants for Neverland
14 Ranch, Brad Miller's office and home. These were not numbered.²

15 I have attached a chart indicating the search warrants, affidavits and returns that we have
16 received, and have attached it hereto as Exhibit B.

17 CERTIFIED COPIES

18 The prosecution has not provided any certified copies of any of the search warrants, affidavits
19 or returns as filed with the court. The copies that were provided by the District Attorney were either
20 provided in the course of discovery or in a separate packet provided by Mr. Sneddon. One search

21 ²We were also provided two telephonic search warrants, one for the
22 and one for the storage related to Brad Miller. A third telephonic warrant was testified to at the
23 Grand Jury proceedings but neither the court nor the District Attorney make reference to it.
24 Therefore of the 69 warrants listed by the court, we have what purport to be 63 of them.
However, we have five which do not have numbers at all, one which may be what the court refers
to as 884686.

25 We also have testimony that there may be an additional telephonic search warrant issued
26 at Neverland Ranch. That means we have 63 of the 69 listed by the court and reason to believe
27 that there are as many as 73 or 74. However, there is reference in subsequent search warrant
28 affidavits filed of a search warrant numbered 8844686. This may refer to the original affidavit for
these three warrants and therefore, the court's reference to 884686 may refer to one of said
warrants. In which case either the court dropped a digit or the District Attorney added one.
However, that number would account for only one of the three search warrants.

warrant was not provided by the District Attorney at all but was furnished by the counsel for the entity served. None of the documents have been conformed with the official filing stamp of the court.

The defense has no means by which to determine if any of the documents were, in fact, filed with the court in the form provided to us. Furthermore, some of the documents are missing pages, some are redacted and some do not appear to have all blanks filled in thereby indicating that, either the court's files also contain defective documents or that the defense has not been provided with copies of the actual filed documents.

GOOD FAITH EFFORT TO RESOLVE

The court asked that counsel make a good faith effort to resolve this short of an order that the defense be provided with certified copies of all search warrant documents filed with the court. Due to the shortness of time before the August 6, 2004 telephonic hearing, we are respectfully filing this status report with the court at the same time that we are serving the same on the District Attorney. We have previously served the District Attorney with a copy of an earlier version of Exhibit "B" which was attached as Exhibit "A" to our Motion to Suppress (Part 2), dated June 29, 2004. We also note that the District Attorney's records seem to be inconsistent with the those of the clerk of the court and both the clerk and the District Attorney seem to be unaware of at least one Search Warrant.

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1 We will continue to meet and confer in good faith to resolve this issue but, respectfully,
2 file this at this time for the information of the clerk and the court.
3

4 Dated: July 30, 2004

Respectfully submitted,

5 COLLINS, MESEREAU, REDDOCK & YU
6 Thomas A. Mesereau, Jr.
Susan C. Yu

7 KATTEN MUCHIN ZAVIS ROSENMAN
8 Steve Cochran
Stacey McKee Knight

9 SANGER & SWYSEN
Robert M. Sanger

10 OXMAN & JAROSCAK
11 Brian Oxman

12 By: 
13

14 Robert M. Sanger
15 Attorneys for Defendant
16 MICHAEL JOSEPH JACKSON
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EXHIBIT A

mjfacts.com

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SEARCH WARRANT NUMBERS IN MICHAEL JACKSON CASE AS OF JULY 28, 2004

Date Number

11/17/03 884686

11/18/03 884689B

12/4/03 884689A

1/22/04 4896

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4902

2/2/04 4912

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2/18/04 4926

3/2/04 4946

3/4/04 4953

4/2/04 4976

4977

4/21/04 4977a

5/3/04 4998

5/14/04 5005

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5/20/04 5015

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5/17/04 5070
5071

7/2/04 5048a addendum



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EXHIBIT B

People v. Michael Jackson

Santa Barbara Superior Court Case No. 1133603

Search Warrants

SW#	A f f	R e t	Court List	Date Signed	Recvd from DA	Redacted	Location
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1	No # Could be 884686 or 8844686	X	X		11/17/03 Served on 11/18/03 8:47 a.m.	X		Neverland Ranch 5225 Figueroa Mountain Road Santa Ynez, CA
2	No #		X		11/17/03 Served on 11/18/03 9:00 a.m.	X		
3	No #		X		11/17/03 Served on 11/18/03 9:30 a.m.	X		Brad Miller 211 South Beverly Drive #108 Beverly Hills, CA
4	No #	X			11-18-03	X		Neverland Ranch Telephonic Search Warrant
5	No #							Neverland Ranch Telephonic Search Warrant
6	No #	X	X		11-18-03			Brad Miller Telephonic Search Warrant for Miller Storage Unit
7	4896	X	X	X	1/22/04	X	Redacted Aff	AT & T Wireless

People v. Michael Jackson
Santa Barbara Superior Court Case No. 1133603
Search Warrants

SW#	A f f	R e t	Court List	Date Signed	Recvd from DA	Redacted	Location
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8	4897	X	X	X	1/22/04	X	Redacted Aff	Verizon California, Inc. 2701 S. Johnson St San Angelo, TX 76902 888-483-2600
9	4898	X	X	X	1/22/04	X	Redacted Aff	Cellco Partnership dba Verizon
10	4899	X	X	X	1/22/04	X	Redacted Aff	Pacific Bell
11	4900	X	X	X	1/22/04	X	Redacted Aff	T-Mobile USA
12	4901	X	X	X	1/22/04	X	Redacted Aff	Nextel Communications
13	4902	X	X	X	1/22/04	X	Redacted Aff	Cingular Wireless
14	4912			X				Unknown
15	4913		X	X	1/30/04	X		
16	4914	X		X	2/02/04	X	Redacted Aff	Computer hard drives previously seized from Neverland and CA
17	4915	X	X	X	1/31/04	X		

People v. Michael Jackson
Santa Barbara Superior Court Case No. 1133603
Search Warrants

SW#	A f f	R e t	Court List	Date Signed	Recvd from DA	Redacted	Location
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18	4926	X		X	2/20/04	X		ITC Bank
19	4946	X	X	X	3/8/04	X		Shurgard Storage 22222 Ventura Blvd. Woodland Hills, CA
20	4953			X	3/16/04			
21	4959	X			3/04/04	X		
22	4976	X	X	X	04/02/04	X		RCN Internet 105 Carnegie Center Pennington NJ 08540 703-280-8793
23	4977	X	X	X	04/02/04	X	Redacted Aff	Verizon California, Inc. 2701 S. Johnson St. P.O. Box 1001 Mail Code TxD01613 San Angelo, TX 76902-1001 888-483-2600 Phone 325-224-3038 Fax 5225 Figueroa Mountain Drive

People v. Michael Jackson
Santa Barbara Superior Court Case No. 1133603
Search Warrants

SW#	A f f	R e t	Court List	Date Signed	Recvd from DA	Redacted	Location
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24	4977A	X	X	X	04/02/04	X	Redacted Aff	Verizon California, Inc. 2701 S. Johnson St. P.O. Box.1001 Mail Code TxDO1613 San Angelo, TX 76902-1001 888-483-2600 Phone 325-224-3038 Fax 5225 Figueroa Mountain Road
25	4998			X	05/03/04	With request for more time		Washington Mutual Bank P.O. Box 2151 Chatsworth, CA 91313
26	5005	X	X	X	05/14/04	X		Bank of America 1000 West Temple Street Los Angeles, CA 90012 Served on local SB branch
27	5006	X		X	05/14/04	X		Transunion Legal Process 555 West Adams Street Chicago, ILL
28	5007	X		X	05/14/04	X		Equifax Legal Process 211 Perimeter Center Parkway Atlanta, GA 678-795-7954
29	5008	X		X	05/14/04	X		Experian Credit Bureau P.O. Box 1240 Allen, TC 75013

People v. Michael Jackson
Santa Barbara Superior Court Case No. 1133603
Search Warrants

SW#	A f f	R e t	Court List	Date Signed	Recvd from DA	Redacted	Location
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30	5015	X		X	05/20/04	X	Verizon 2701 S. Johnson St. San Angelo, TX 76902-1001 325-949-6916
31	5016			X	05/20/04	X	Verizon Pennsylvania 1095 Ave of the Americas 29 th Floor, NY NY 10036
32	5017			X	05/20/04	X	Verizon Virginia 1095 Ave of the Americas 29 th Floor, NY NY 10036
33	5018			X	05/20/04	X	RCN Corporation 105 Carnegie Center Princeton, NJ 08540
34	5019			X	05/20/04	X	Arch Wireless 3000 Technology Drive Plano TX 75074
35	5020		X	X	05/20/04	X	Qwest Communications 1005 17 th Street, Suite 120 Denver, Colorado
36	5021			X	05/20/04	X	Nextel 333 South Inverness Dr Englewood Col 80235
37	5022			X	05/20/04	X	Bell South 301 West Bay St Jacksonville, FLA 32301
38	5023			X	05/20/04	X	Pacific Bell 208 South Akard 10 th Flr Dallas TX 75202

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SW#	A f f	R e t	Court List	Date Signed	Recvd from DA	Redacted	Location
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39	5024		X	05/21/04	X		Southern Bell SBC Subpoena Center 208 S. Akard Dallas, TX 75202
40	5025		X	05/20/04	X		Sprint Spectrum 6480 Sprint Parkway Overland, KS 66251
41	5026		X	05/20/04	X		Cingular Wireless 5600 Glenridge Ste G418 Atlanta GA 30342
42	5027		X	05/20/04	X		AT&T 685 Route 202-206 North 3 rd Flr Bridgewater, NJ 08807
43	5028		X	05/20/04	X		AT&T Wireless 801 Northpoint Parkway West Palm Beach, Fla 33416
44	5029		X	05/20/04	X		T Mobil USA 12920 SE 38 th Street Bellvue, WA 98006
45	5030		X	05/20/04	X		Cellco Partnership dba Verizon Wireless 51 Chubb Way Branchburg, NJ 08876
46	5031		X	05/20/04	X		Verizon New Jersey 1095 Ave of the Americas NY NY 10036
47	5032		X	05/20/04	X		Verizon NY 1095 Ave of the Americas NY NY 10036

People v. Michael Jackson
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SW#	A f f	R e t	Court List	Date Signed	Recvd from DA	Redacted	Location
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48	5035	X		X	05/26/04	X	AGRAS Billing
49	5047			X	06/11/04	X	American Express 888 South Figueroa Street #1770 Los Angeles, CA 90017
50	5048			X	06/11/04	X	CitiBank 12731 Jefferson Blvd 2 nd Floor Los Angeles, CA 90066
51	5048A			X			Citibank
52	5049			X	06/11/04	X	Banana Republic P.O. Box 29110 Shawnee Mission, Kansas 66203
53	5050			X	06/11/04	X	Bank One/First USA Bank 800 Brooksedge Blvd. Westerville, OH 43081
54	5051			X	06/11/04	X	Capitol One Bank Attn: DARE 11011 W. Broad Street Glen Ellen, VA 23260
55	5052			X	06/11/04	X	Chase NA 1 Chase Manhattan Plaza 20 th Floor New York, NY 10081
56	5053			X	06/11/04	X	Chevron/Standard Oil P.O. Box 5010 Concord, CA 94524
57	5054			X	06/11/04	X	Discover Financial Services Fax 847-973-0432

People v. Michael Jackson
Santa Barbara Superior Court Case No. 1133603
Search Warrants

SW#	A f f	R e t	Court List	Date Signed	Recvd from DA	Redacted	Location
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58	5055		X	06/11/04	X		Fleet Credit Card Services 680 Blair Mill Road Horsham, PA 19044
59	5056		X	06/11/04	X		First National Bank Brookings P.O. Box 3038 Evansville, IN 47730
60	5057		X	06/11/04	X		Ford Motor Corp. P.O. Box 239801 Las Vegas, NV 89123
61	5058		X	06/11/04	X		Household Bank 1441 Schilling Place Salinas, CA 93912
62	5059		X	06/11/04	X		Nissan Motor Acceptance Corp. 8900 Freeport Parkway, Irving TX 75063
63	5060		X	06/11/04	X		JC Penneys P.O. Box 981131 El Paso, TX 79998
64	5061		X	06/11/04	X		King Sizes 3150 Pat Brooker Road Universal City, TX 78148
65	5062		X	06/11/04	X		Federated Dept. Stores [Bloomingdales/Macys] FACS Group, Dept. C P.O. Box 8053 Mason, OH 45040
66	5063		X	06/11/04	X		MBNA 1100 North King Streer Wilmington DE 19850

People v. Michael Jackson
Santa Barbara Superior Court Case No. 1133603
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SW#	A f f	R e t	Court List	Date Signed	Recvd from DA	Redacted	Location
67	5064		X	06/11/04	X		Mercedes Benz Credit Corp. 650 Town Center Drive Costa Mesa, CA 92626
68	5065		X	06/11/04	X		Provident National Bank 295 Main Street Tilton NH 03276
69	5066		X	06/11/04	X		Saxon [Meritech] Mortgage 4708 Mercantile Drive North Fort Worth, TX 76134
70	5067		X	06/11/04	X		Toyota Motor Credit 19001 South Western Avenue Mail Stop E112 Torrance, CA 90509
71	5068		X	06/11/04	X		Wells Fargo NA 1220 Concord Avenue Concord, CA 94520 925-686-7541
72	5070		X	06/17/04	X		CitiBank [Radio Shack] 701 E. 60 th Street North MC1251 Sioux Falls, SD 57117
73	5071		X	06/17/04	X		Cross Country Bank 800 Delaware Avenue Wilmington Delaware 19801

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PROOF OF SERVICE

I, the undersigned declare:

I am over the age of 18 years and not a party to the within action. I am employed in the County of Santa Barbara. My business address is 233 East Carrillo Street, Suite C, Santa Barbara, California, 93101.

On July 30, 2004, I served the foregoing document **STATUS REPORT** on the interested parties in this action by depositing a true copy thereof as follows:

Tom Sneddon
Gerald Franklin
Ron Zonen
Gordon Auchincloss
District Attorney
1105 Santa Barbara Street
Santa Barbara, CA 93101
568-2398

 BY U.S. MAIL - I am readily familiar with the firm's practice for collection of mail and processing of correspondence for mailing with the United States Postal Service. Such correspondence is deposited daily with the United States Postal Service in a sealed envelope with postage thereon fully prepaid and deposited during the ordinary course of business. Service made pursuant to this paragraph, upon motion of a party, shall be presumed invalid if the postal cancellation date or postage meter date on the envelope is more than one day after the date of deposit.

 BY FACSIMILE - I caused the above-referenced document(s) to be transmitted via facsimile to the interested parties at

 X **BY HAND** - I caused the document to be hand delivered to the interested parties at the address above.

 X **STATE** - I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed July 30, 2004, at Santa Barbara, California.


Bobette J. Tryon

PROOF OF SERVICE
1013A(1)(3), 1013(c) CCP

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 AUGUST 5, 20 04, I served a copy of the attached REDACTED COPY OF STATUS REPORT addressed as follows:

THOMAS W. SNEDDON, DISTRICT ATTORNEY
DISTRICT ATTORNEY'S OFFICE
1105 SANTA BARBARA STREET
SANTA BARBARA, CA 93101

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

X FAX

By faxing true copies thereof to the receiving fax numbers of: 805-568-2398 (DISTRICT ATTORNEY); 310-861-1007 (THOMAS A. MESEREAU, JR). Said transmission was reported complete and without error. Pursuant to California Rules of Court 2005(i), 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.

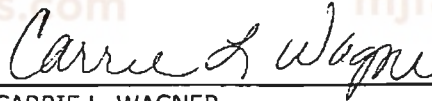
____ PERSONAL SERVICE

By leaving a true copy thereof at their office with their clerk therein or the person having charge thereof.

____ EXPRESS MAIL

By depositing such envelope in a post office, mailbox, subpost 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 5TH day of AUGUST, 20 04, at Santa Maria, California.


CARRIE L. WAGNER