

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA BARBARA

AUG 17 2004

GARY M. BLAIR, Executive Officer
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

Order Conditionally Sealing People's Status
Report on Plaintiff's Discovery to Defendant

The Court places People's Status Report on Plaintiff's Discovery to Defendant conditionally under seal. The District Attorney is directed to file a motion to seal the Status Report and calendar it for hearing on the next available hearing date after August 16, 2004. A redacted version of the Status Report in the form attached to this order shall be placed in the public file.

DATED: August 17, 2004

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

1 THOMAS W. SNEDDON, JR., DISTRICT ATTORNEY
County of Santa Barbara
2 By: RONALD J. ZONEN (State Bar No. 85094)
Senior Deputy District Attorney
3 GORDON AUCHINCLOSS (State Bar No. 150251)
Senior Deputy District Attorney
4 GERALD McC. FRANKLIN (State Bar No. 40171)
Senior Deputy District Attorney
5 1105 Santa Barbara Street
Santa Barbara, CA 93101

REDACTED
COPY

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7
8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 IN AND FOR THE COUNTY OF SANTA BARBARA
10 SANTA MARIA DIVISION

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12
13 THE PEOPLE OF THE STATE OF CALIFORNIA,

14 Plaintiff,

15 vs.

16 MICHAEL JOE JACKSON,

17 Defendant.

No. 1133603

STATUS REPORT ON
PLAINTIFF'S DISCOVERY
TO DEFENDANT

Honorable Rodney S. Melville

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22 TO THE CLERK OF THE ABOVE TITLED COURT AND TO THE
23 DEFENDANT, MICHAEL JOE JACKSON, AND HIS ATTORNEY'S OF RECORD,
24 THOMAS MESEREAU, JR., SUSAN YU, STEVE COCHRAN, ROBERT SANGER,
25 AND BRIAN OXMAN :

26 We respectfully file this Status Report with the Court in order to inform the Clerk
27 and the Court of the search warrants, affidavits, and inventory returns provided to the
28

1
2 defendant and his counsel as of this date, August 13, 2004.
3

4 DATED: August 13, 2004
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6 Respectfully submitted,
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8 THOMAS W. SNEDDON, JR., DISTRICT ATTORNEY
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10 BY: 
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12 GORDON AUCHINCLOSS
13 Deputy District Attorney
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1 STATUS OF PRODUCTION OF SEARCH WARRANTS, AFFIDAVITS AND RETURNS

2 In light of recent concern expressed in the defendant's Status Report to the Court, dated
3 August 5, 2004, the People have reviewed the search warrants, affidavits and returns we have
4 provided to the defendant. According to our records, we have provided all 69 search warrants
5 with the exception of one that was sealed by the Court. Further, we have provided all of the
6 affidavits that accompany each search warrant. Moreover, we have provided all the inventory
7 returns with the exception of three. As explained to the Court and Attorney Sanger during the
8 August 6, 2004 telephonic hearing, we are awaiting requested material from three companies.
9 Once received, we will immediately forward these returns to the defendant.

10 The attached a chart indicating the search warrants, affidavits and returns we have
11 provided through discovery to Attorney Sanger's office. (Attached hereto as Exhibit A.) Our
12 chart demonstrates the date the material was discovered, to whom, the bates stamp discovery
13 page number, and the bates stamp discovery return page number.

14 Lastly, we provide the Court with our latest set of letters to Attorney Sanger (Attached
15 hereto as Exhibit B). These indicate our repeated good faith efforts to accommodate the defense
16 in providing discovery.

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19 Respectfully submitted,

20 THOMAS W. SNEDDON, JR., DISTRICT ATTORNEY

21
22 BY: 
23 GORDON AUCHINCLOSS
24 Deputy District Attorney
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1 DECLARATION OF GORDON AUCHINCLOSS

2
3 I, Gordon Auchincloss do hereby declare:

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

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8
9 I declare under penalty of perjury that the foregoing is true and correct except for
10 those statements made on information and belief and as to those statements, I believe
11 them to be true.

12
13 Executed August 13, 2004, at Santa Barbara, California.

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17 Gordon Auchincloss
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1
2 **PROOF OF SERVICE**

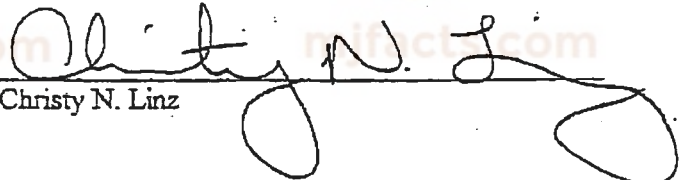
3
4 STATE OF CALIFORNIA
5 COUNTY OF SANTA BARBARA

6 I am a citizen of the United States and a resident of the County aforesaid; I am over the
7 age of eighteen years and I am not a party to the within-entitled action. My business address is:
8 District Attorney's Office; Courthouse; 1105 Santa Barbara Street, Santa Barbara, California
9 93101.

10 On August 13, 2004, I served the within STATUS REPORT ON PLAINTIFF'S
11 DISCOVERY TO DEFENDANT; DECLARATION OF GORDON AUCHINCLOSS; on
12 Defendant, by THOMAS A. MESEREAU, JR., STEVE COCHRAN, and ROBERT SANGER,
13 by faxing a true copy to counsel at the facsimile number shown with the address of each on the
14 attached Service List, and then by causing to be mailed a true copy to each counsel at that
15 address.

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

17 Executed at Santa Barbara, California on this 13th day of August, 2004.

18
19 
20 Christy N. Linz
21
22
23
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SERVICE LIST

THOMAS A. MESEREAU, JR.
Collins, Mesereau, Reddock & Yu, LLP
1875 Century Park East, No. 700
Los Angeles, CA 90067
FAX: (310) 284-3133

Attorney for Defendant Michael Jackson

STEVE COCHRAN, ESQ.
Katten, Muchin, Zavis & Rosenman, Lawyers
2029 Century Park East, Suite 2600
Los Angeles, CA 90067-3012
FAX: (310) 712-8455

Co-counsel for Defendant

ROBERT SANGER, ESQ.
Sanger & Swysen, Lawyers
233 E. Carrillo Street, Suite C
Santa Barbara, CA 93001
FAX: (805) 963-7311
Co-counsel for Defendant

EXHIBIT "A"

SANTA BARBARA DISTRICT ATTORNEY
JACKSON SEARCH WARRANT STATUS AS OF 8/13/04

	A	B	C	D	E	F	G	H
	DATE OF SW	NUMBER	DESCRIPTION	AFFADAVIT	DATE DISCOVERED	TO WHOM	DISCOVERY PAGE #	DISCOVERY RETURN PAGE #
1								
2	Nov. 18, 2003	884688	Brad Miller / BH office	Zells	provided prior to first hearing / hand delivered and 8/13	Geragos / Sanger	3516	3518
3	18-Nov	884688	[REDACTED]	narrative same as above	provided prior to first hearing / hand delivered and 8/13	Geragos / Sanger	3510	3512
4	18-Nov	884688	Neverland	narrative same as above	provided prior to first hearing / hand delivered and 8/13	Geragos / Sanger	3521	3522 / 3532
5	Jan. 22, 2004	4896	AT & T wireless	Zells	12-Mar-04	Geragos	988	1007
6	22-Jan	4897	Verizon, CA	narrative same as above	30-Apr	Mesereau	1141	1317
7	22-Jan	4898	Cellco Partnership dba Verizon wireless	narrative same as above	30-Apr	Mesereau	1360	1590
8	22-Jan	4899	Pac Bell	narrative same as above	12-Mar	Geragos	1012	1020
9	22-Jan	4900	T-Mobile USA	narrative same as above	12-Mar	Geragos	1025	1113
10	22-Jan	4901	Nextel Comm	narrative same as above	4-Jun	Sanger	2284	2265
11	22-Jan	4902	Cingular Wireless	narrative same as above	30-Apr	Mesereau	1593	1594
12	2-Feb	4812	Sealed	Robel	Sealed	Sealed	Sealed	Sealed
13	2-Feb	4813	[REDACTED]	Robel	12-Mar	Geragos	953	3470
14	2-Feb	4914	certain harddrives	Robel	10-Aug	Sanger	3489	3471

SANTA BARBARA DISTRICT ATTORNEY
JACKSON SEARCH WARRANT STATUS AS OF 8/13/04

	A	B	C	D	E	F	G	H
15	2-Feb	4916	[REDACTED]	Bonner	12-Mar	Geragos	968	3404
16	18-Feb	4928	U.S. Bank, Santa Monica	Bonner	26-May / 6-Aug	Sanger	1831	3408
17	2-Mar	4946	Shurgard Storage	Bonner	26-May / 6-Aug	Sanger	2001-03	3407
18	4-Mar	4953	Alr Apparent	Zells	10-Aug	Sanger	3472-3477	3408
19	2-Apr	4978	RCN Internet	Zells	3-Jun / 6-Aug	Sanger	2338	2342
20	2-Apr	4977	Verizon, California	Zells	25-Jun / 6-Aug	Sanger	2385	3410
21	21-Apr	4977a	Verizon, California	Zells	25-Jun / 6-Aug	Sanger	2386	2387
22	3-May	4998	Washington Mutual Bank	Bonner	25-Jun / 6-Aug	Sanger	2428	3414
23	14-May	5005	Bank of America	Bonner	25-Jun / 6-Aug	Sanger	2458	3416
24	14-May	5006	TransUnion Credit Bureau	Bonner	25-Jun / 6-Aug	Sanger	2459	3416
25	14-May	5007	Equifax	narrative same as above	25-Jun / 6-Aug	Sanger	2460	3417
26	14-May	5008	Experian	narrative same as above	25-Jun / 6-Aug	Sanger	2461	3418
27	20-May	5015	Verizon, California	Bonner	6-Jul / 6-Aug	Sanger	2591-94	3419
28	20-May	5016	Verizon, Pennsylvania	Bonner	6-Jul / 6-Aug	Sanger	2595-98	3420
29	20-May	5017	Verizon, Virginia	narrative same as above	6-Jul / 6-Aug	Sanger	2599-2602	3421
30	20-May	5018	RCN Cooperation	narrative same as above	6-Jul / 6-Aug	Sanger	2603-06	3422
31	20-May	5019	Arch Wireless	narrative same as above	6-Jul / 6-Aug	Sanger	2607-10	3423
32	20-May	5020	Qwest Comm	narrative same as above	6/26 and 7/8	Sanger	2604-07 & 2611-14	3424-26

SANTA BARBARA DISTRICT ATTORNEY
JACKSON SEARCH WARRANT STATUS AS OF 8/13/04

	A	B	C	D	E	F	G	H
33	20-May	5021	Nextel Comm	narrative same as above	6-Jul / 6-Aug	Sanger	2616-19	3426
34	20-May	5022	Bell South	narrative same as above	6-Jul	Sanger	2620-23 & 2784	
35	20-May	5023	Pac Bell	narrative same as above-added#s	6-Jul / 6-Aug	Sanger	2624-29	3427
36	20-May	5024	Southwestern Bell	narrative same as above	6-Jul / 6-Aug	Sanger	2630-33	3428
37	20-May	5025	Sprint Spectrum	narrative same as above	6-Jul / 6-Aug	Sanger	2634-38	3429
38	20-May	5026	Cingular Wireless	narrative same as above	6-Jul / 6-Aug	Sanger	2639-42	3430
39	20-May	5027	AT & T Comm	narrative same as above	6-Jul / 6-Aug	Sanger	2643-46	3431
40	20-May	5028	AT & T Wireless	narrative same as above	6-Jul / 6-Aug	Sanger	2647-51	3433
41	20-May	5029	T-Mobile USA	narrative same as above	6-Jul / 6-Aug	Sanger	2652-56	3434
42	20-May	5030	Calico Partnership dba Verizon Wireless	narrative same as above	6-Jul / 6-Aug	Sanger	2657-63	3436
43	20-May	5031	Verizon, New Jersey	narrative same as above	6-Jul / 6-Aug	Sanger	2664-68	3438
44	20-May	5032	Verizon, New York	narrative same as above	6-Jul / 6-Aug	Sanger	2669-72	3437
45	26-May	5035	AGRAS Billing Mac	Bonner	25-Jun / 6-Aug	Sanger	2551	3438
46	11-Jun	5047	American Express	Bonner	25-Jun / 6-Aug	Sanger	2554-65	3439
47	11-Jun	5048	Assoc. Citibank SD	Bonner	25-Jun / 6-Aug	Sanger	2561-62	3440
48	2-Jul	5048 a	City Corp. Credit Services	narrative same as above	6-Aug	Sanger	given 8/6	3441
49	11-Jun	5049	Banana Republic	narrative same as above	25-Jun	Sanger	2563	

SANTA BARBARA DISTRICT ATTORNEY
JACKSON SEARCH WARRANT STATUS AS OF 8/13/04

	A	B	C	D	E	F	G	H
60	11-Jun	5060	Bank One/First USA Bank	narrative same as above	26-Jun	Sanger	2584	
61	11-Jun	5051	Capitol One Bank	narrative same as above	25-Jun / 6-Aug	Sanger	2565	3442
62	11-Jun	5052	Chase NA	narrative same as above	25-Jun / 6-Aug	Sanger	2566	3443
63	11-Jun	5053	Chevron / Standard Oil CA	narrative same as above	25-Jun / 6-Aug	Sanger	2567	3444
54	11-Jun	5054	Discover Financial Services	narrative same as above	25-Jun / 6-Aug	Sanger	2568	3445
55	11-Jun	5055	Fleet Credit Card Services	narrative same as above	25-Jun / 6-Aug	Sanger	2569	3446
56	11-Jun	5056	First National Bank-Brookings	narrative same as above	25-Jun / 6-Aug	Sanger	2570	3448
57	11-Jun	5057	Ford Motor Credit	narrative same as above	25-Jun / 6-Aug	Sanger	2571	3449 / 3450
58	11-Jun	5058	Household Bank	narrative same as above	25-Jun / 6-Aug	Sanger	2572-73	3449 / 3451
59	11-Jun	5059	Nissan Motor Accept. Corp.	narrative same as above	25-Jun / 6-Aug	Sanger	2574	3452
60	11-Jun	5060	JC Penny credit services	narrative same as above	25-Jun / 6-Aug	Sanger	2575	3453
61	11-Jun	5061	King Sizes	narrative same as above	25-Jun / 6-Aug	Sanger	2576	3454
62	11-Jun	5062	Federal Dept. Stores	narrative same as above	25-Jun / 6-Aug	Sanger	2577	3455
63	11-Jun	5063	MBNA America	narrative same as above	25-Jun / 6-Aug	Sanger	2578-79	3456 / 3457
64	11-Jun	5064	Mercedes Benz Credit Corp.	narrative same as above	25-Jun / 6-Aug	Sanger	2580	3458
65	11-Jun	5065	Provident National Bank	narrative same as above	25-Jun / 6-Aug	Sanger	2581	3459 / 3460-1
66	11-Jun	5066	Saxon (Meritech) Mortgage	narrative same as above	25-Jun / 6-Aug	Sanger	2582	3462 / 3463

SANTA BARBARA DISTRICT ATTORNEY
JACKSON SEARCH WARRANT STATUS AS OF 8/13/04

	A	B	C	D	E	F	G	H
67	11-Jun	6067	Toyota Motor Credit Corp.	narrative same as above	25-Jun / 6-Aug	Sanger	25883-84	3464-85
68	11-Jun	6068	Wells Fargo Bank NA	narrative same as above	25-Jun / 6-Aug	Sanger	2586	3466-67
69	17-Jun	5070	Citibank USA NA (Radiohack)	narrative same as above	25-Jun / 6-Aug	Sanger	2588	3468
70	17-Jun	6071	Cross County Bank	narrative same as above	25-Jun / 6-Aug	Sanger	2587	3469

EXHIBIT "B"

August 5, 2004

Robert Sanger, Esq.
Sanger & Swysen, Lawyers
233 East Carrillo Street, Suite C
Santa Barbara, CA 93001

Hand Delivered

Re: *The People of the State of California vs. Michael Joe Jackson*
Superior Court Case No. 1133603

Dear Mr. Sanger:

I have reviewed the search warrants, affidavits and returns we have provided to your office. According to our records, we have provided all of the search warrants, except those sealed by the court. In your status report to the court, you expressed concern over search warrant numbers 884686, 884689A, and 884689B. Those numbers were the initial warrants for Neverland Ranch, Brad Miller's office and [REDACTED] residence, and were provided to Mr. Geragos by Mr. Sneddon, before our first appearance in court.

Additionally, search warrant number 4959 was numbered by the court as search warrant 4953. Therefore, we have numbered that search warrant according to the court's number.

Regarding the affidavits, there are a total of 18. Each search warrant does not contain an original affidavit. For example, search warrant numbers 4896 through 4902 all use the same affidavit. According to our records, we have provided your office with all of the affidavits, unless they have been sealed by the court. However, we will provide you with another copy of the unredacted affidavits you have requested.

Lastly, your status report indicates you have 18 of the returns. We will furnish the returns you are missing per your status report within one week.

Very truly yours,

Gordon Auchincloss
Senior Deputy District Attorney

August 6, 2004

Robert Sanger, Esq.
Sanger & Swysen, Lawyers
233 East Carrillo Street, Suite C
Santa Barbara, CA 93001

Hand Delivered

Re: *The People of the State of California vs. Michael Joe Jackson*
Superior Court Case No. 1133603

Dear Mr. Sanger:

Enclosed please find the following Discovery items (pages 003322—003469), pursuant to your request in the status report to the court dated 8/5/04. The search warrants and affidavits have previously been provided to your office. We have enclosed another copy per your request. We have now provided you with everything you requested in your status report with the exception of inventory return numbers 5022, 5049 and 5050. We have not received these returns yet. Once received, we will forward them to you.

- 1) Telephonic Search [REDACTED] - 11/18/03
- 2) Search Warrants # 5048A and #4953
- 3) Affidavits #4896, #4897 - #4902, #4953, #4977, #4977A, #4998, #5016 - #5032, #5048A - #5071
- 4) Inventory Returns #4915, #4926, #4946, #4953, #4976, #4977, #4977A, #4998, #5005 - #5008, #5015 - #5021, #5023 - #5032, #5035, #5047, #5048, #5051, #5053, #5054 - #5068, #5070, #5071

Very truly yours,

Gordon Auchincloss
Senior Deputy District Attorney

THOMAS W. SNEDDON, JR.
District Attorney
MARNIE B. PINSKER
Assistant Director



PATRICK J. MCKINLEY
Assistant District Attorney
CHRISTIE SCHULTZ
Assistant District Attorney

COUNTY OF SANTA BARBARA
DISTRICT ATTORNEY

Robert Sanger, Esq. is in receipt of the discovery items listed above.

Boks # 3332 - 3469

Date: 8/6/04 Robert M. Sanger

By 

☐ Santa Barbara Office
Courthouse
1105 Santa Barbara Street
Santa Barbara, California 93101
(805) 568-2300

☐ Santa Barbara Office
118 E. Figueroa St.
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FAX (805) 737-7732

☐ Santa Maria Office
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FAX (805) 346-7588

THOMAS W. SNEDDON, JR.
District Attorney
MARNIE B. PINSKER
Assistant Director



PATRICK J. MCKINLEY
Assistant District Attorney
CHRISTIE SCHULTZ
Assistant District Attorney

August 10, 2004

COUNTY OF SANTA BARBARA
DISTRICT ATTORNEY

Robert Sanger, Esq.
Sanger & Swysen, Lawyers
233 East Carrillo Street, Suite C
Santa Barbara, CA 93101

Hand Delivered 8/11/2004

Re: *The People of the State of California vs. Michael Joe Jackson*
Superior Court Case No. 1133603

Dear Mr. Sanger:

Enclosed please find the following Discovery items (pages 003470-003498). The search warrants and affidavits have previously been provided to your office. Per your request, we have enclosed another copy. We have now provided you with everything requested in your status report with the exception of inventory return numbers 5022, 5049 and 5050. As stated previously, we will forward these returns to you immediately upon receipt.

- 1) Return for Search Warrants # 4913, #4914
 - 2) Search Warrant and affidavit # 4953
 - 3) Return for #5035
 - 4) Search Warrant number 5047, affidavit and return for 5047-
 - 5) Search Warrant and affidavit for #4914
- Request for additional time CV*

Additionally, the discovery delivered to your office last Friday (August 6, 2004) was bates stamped 003322- 003469. You signed for bates stamp 3332-3469. In order to dispel any confusion, I have enclosed another copy of 003322- 003332.

Very truly yours,


Gordon Auchincloss
Senior Deputy District Attorney

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THOMAS W. SNEDDON, JR.
District Attorney

MARNIE B. PINSKER
Assistant Director



PATRICK J. MCKINLEY
Assistant District Attorney

CHRISTIE SCHULTZ
Assistant District Attorney

COUNTY OF SANTA BARBARA
DISTRICT ATTORNEY

Robert Sanger, Esq. is in receipt of the discovery items listed above and an additional copy of bates stamp
003322-003332

Date: 8/11/04 Robert M. Sanger

By: Genevieve I. Jones
Genevieve I. Jones.

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THOMAS W. SNEDDON, JR.
District Attorney
MARNIE B. PINSKE
Assistant Director



PATRICK J. MCKINLEY
Assistant District Attorney
CHRISTIE SCHULTZ
Assistant District Attorney

COUNTY OF SANTA BARBARA
DISTRICT ATTORNEY

August 12, 2004

Hand Delivered

Robert Sanger, Esq.
Sanger & Swysen, Lawyers
233 East Carrillo Street, Suite C
Santa Barbara, CA 93101

Re: *The People of the State of California vs. Michael Joe Jackson*
Superior Court Case No. 1133603

Dear Mr. Sanger:

Enclosed please find the following Discovery items:

- 1) CDR Item #122 Neverland- Michael [REDACTED]
- 2) CDR Item #1304 "What More Can I Give"
- 3) CDR Item #1305 "What More Can I Give"
- 4) CDR Item #1313 [REDACTED]
- 5) CDR Item #901 [REDACTED]
- 6) Item #1612 (3) three photographs [REDACTED]
- 7) Item #1139 letters [REDACTED]
- 8) Item #1138 email [REDACTED]
- 9) Item #744 [REDACTED]

Very truly yours,


Thomas W. Sneddon, Jr.
District Attorney

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THOMAS W. SNEDDON, JR.
District Attorney
MARIE B. PINSKER
Assistant Director



PATRICK J. MCKINLEY
Assistant District Attorney
CHRISTIE SCHULTZ
Assistant District Attorney

COUNTY OF SANTA BARBARA
DISTRICT ATTORNEY

Robert Sanger, Esq. is in receipt of the discovery items listed above.

Date: 8/12/04 Robert M. Sanger

By: Genevieve I. Jones
Genevieve I. Jones

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District Attorney
MARNIE B. PINSKER
Assistant Director
DAVID M. SAUNDERS
Chief Investigator



PATRICK J. MCKINLEY
Assistant District Attorney
CHRISTIE STANLEY
Assistant District Attorney
ERIC A. HANSON
Chief Trial Deputy

August 13, 2004

COUNTY OF SANTA BARBARA
DISTRICT ATTORNEY

Robert Sanger, Esq.
Sanger & Swysen, Lawyers
233 East Carrillo Street, Suite C
Santa Barbara, CA 93101

Hand Delivered

Re: *The People of the State of California vs. Michael Joe Jackson*
Superior Court Case No. 1133603

Dear Mr. Sanger:

Enclosed please find the following Discovery items (pages 003510-3620). The search warrants and affidavits have previously been provided to your office as indicated on your status report to the court dated August 5, 2004. However, we do not have a copy for our files that has been given a bates stamp number. We are now supplying you with another copy that has a bates stamp number.

- 1) Search Warrant, Return, and Property Forms for [REDACTED]
- 2) Search Warrant, Return, and Property Forms for Brad Miller's Office
- 3) Search Warrant, Return and Property Forms for Neverland Ranch / [REDACTED]
- 4) Affidavit that accompanies the above search warrant

Further, I am mystified by your letter of August 11, 2004 letter to Mr. Franklin in which you say you wish to show "deference to court's desire" to avoid the task of producing certified copies of the warrants but "will require" that certified copies of the warrants be introduced at the hearing. Perhaps you did not understand the purpose of the court's request. Judge Melville did not wish to burden his staff with the onerous task of copying and certifying each and every search warrant in this case. If you are now going to saddle the court with this undertaking by requiring certified copies be introduced into evidence then how does this honor the agreement you made with the court to avoid this problem?

☐ Santa Barbara Office
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☐ Lompoc Office
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MARNIE B. PINSKER
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DAVID M. SAUNDERS
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Assistant District Attorney

CHRISTIE STANLEY
Assistant District Attorney

ERIC A. HANSON
Chief Trial Deputy

COUNTY OF SANTA BARBARA
DISTRICT ATTORNEY

In the event you do not have a change of heart concerning this issue, you should be advised that we will be asking the court to take judicial notice of all search warrants, affidavits and returns that are the subject of your motions under Penal Code Section 1538.5.

Very truly yours,

Gordon Auchincloss
Senior Deputy District Attorney

Robert Sanger, Esq. is in receipt of the discovery items listed above and an additional copy of bates stamp 003510-003620

Date: 8/13/04 Robert M. Sanger

By:

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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 17, 20 04, I served a copy of the attached ORDER CONDITIONALLY SEALING PEOPLE'S STATUS REPORT ON PLAINTIFF'S DISCOVERY TO DEFENDANT 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 17TH day of AUGUST, 20 04, at Santa Maria, California.

Carrie L. Wagner
CARRIE L. WAGNER