

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SANTA BARBARA**

Dated & Entered: SEPTEMBER 8, 2004	Time: 1:05 P.M.	F	
Honorable RODNEY S. MELVILLE		CC	
Deputy Clerk: L. FREY	Dept. SM TWO	CA	
Deputy Sheriff : L. AVILA		AC	
Court Reporter: M. MC NEIL	Case No. 1133603	SR	
Plaintiff: THE PEOPLE OF THE STATE OF CALIFORNIA		ST	
vs.		DOC	X
Defendant(s): MICHAEL JOE JACKSON			
District Attorney: THOMAS W. SNEDDON, JR.			
Defense Counsel: THOMAS A. MESEREAU, JR.			
Probation Officer:	Interpreter:		

NATURE OF PROCEEDINGS: HEARING TO DETERMINE WHETHER AN OSC WILL ISSUE AND TO CONSIDER RELEASE OF THOMAS MESEREAU JR.'S STATEMENT

Felony Complaint Filed December 18, 2003 charging the Defendant with Counts 1 thru 7: 288(a) P.C. a Felony, Counts 8 and 9: 222 P.C. a Felony, Enhancements on Counts 1 through 7: 1192.7(c)(6) P.C. and 1203.066(a)(8) P.C.

Indictment filed April 21, 2004 charging the Defendant with Count 1: 182 P.C., a Felony, Counts 2 through 5: 288(a) P.C., Felonies, Count 6: 664/288(a) P.C., a Felony, Counts 7 through 10: 222 P.C., Felonies, Special Allegations on Counts 2 through 5: 1192.7(c)(6) P.C. and 1203.066(a)(8)

The Court made orders re: Defendant's Request for an OSC is Denied, Release of Statement by Thomas Mesereau, Jr. Authorized

At 1:05 P.M. with Court, Research Attorneys Jed Beebe and Tracy Splitgerber, and Counsel present. the ex-parte hearing proceeded.

Counsel present for the People are Thomas W. Sneddon, Jr. and Ronald Zonen.

Counsel present for the Defendant are Thomas A. Mesereau, Jr., Robert M. Sanger and Steve Cochran.

Counsel present for Sheriff is Steve Underwood, County Counsel.

Investigating Officer Steve Robel is also present.

A 977 Waiver is on file and the Defendant's presence is excused for this hearing.

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THE PEOPLE OF THE STATE OF CALIFORNIA

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Attorneys Sneddon, Underwood and Sanger addressed the Court re: the Defendant's motion to issue an Order to Show Cause.

The Court declines to issue the Order to Show Cause on the basis that the request fails to demonstrate that either the District Attorney or the current Sheriff can be held responsible for the regrettable statements of former Sheriff Thomas.

The Court authorizes the issuing of Attorney Mesereau's requested statement as not in violation of the Court's protective order.

The Court further orders that the Reporter's transcript shall be sealed pursuant to the protective order and findings previously made by the Court and shall not be transcribed without further order of the Court.

At 1:35 P.M. the ex-parte hearing adjourned.

CLERK OF THE SUPERIOR COURT

BY *Lorna Frey*
LORNA FREY, DEPUTY CLERK

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 SEPTEMBER 10, 20 04, I served a copy of the attached MINUTE ORDER, DATED 9/8/04 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

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.

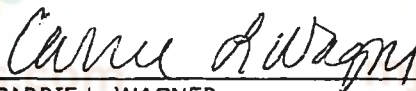
PERSONAL SERVICE

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 10TH day of SEPTEMBER, 20 04, at Santa Maria, California.


CARRIE L. WAGNER