

1 **COLLINS, MESEREAU, REDDOCK & YU**

Thomas A. Mesereau, Jr. (SBN 91182)

2 Susan C. Yu (SBN 195640)

1875 Century Park East, 7th Floor

3 Los Angeles, CA 90067

Tel: 310-284-3120 Fax: 310-284-3133

4 **SANGER & SWYSEN**

5 Robert M. Sanger (SBN 58214)

233 E. Carrillo St., Suite C

6 Santa Barbara, CA 93101

Tel: 805-962-4887 Fax: 805-963-7311

7 **OXMAN & JAROSCAK**

8 Brian Oxman (SBN 072172)

14126 East Rosecrans

9 Santa Fe Springs, CA 90670

Tel: 562-921-5058 Fax: 562-921-2298

10 Attorneys for Defendant

11 **MICHAEL J. JACKSON**

12 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

13 **FOR THE COUNTY OF SANTA BARBARA**

14 **SANTA MARIA DIVISION**

15
16 **THE PEOPLE OF THE STATE OF CALIFORNIA,)**

17 **Plaintiff,**

18 **vs.**

19 **MICHAEL JOE JACKSON**

20 **Defendant.**

CASE NO. 1133603

**EX PARTE APPLICATION TO
ENDORSE SUBPOENA FOR
RECORDS GOVERNMENT
AGENCIES; DECLARATION OF
COUNSEL**

Hearing: October 29, 2004

Time: 8:30 a.m.

Place: Dept. SM-2

FILED UNDER SEAL

Carrie L. Wagner
OCT 29 PM 12:33

26 **////**

27 **////**

28 **EX PARTE APPLICATION TO ENDORSE SUBPOENA**

1 Defendant, Mr. Michael Jackson, submits this Ex Parte Application to Endorse Subpoena
2 for Records to the following subpoenaed parties:

- 3 (1) Victim Compensation and Government Claims Board, State of California;
- 4 (2) Government Inquiry Section, Los Angeles County Auditor-Controller;
- 5 (3) Los Angeles County Auditor Controller;
- 6 (4) Los Angeles Department of Child and Family Services; and
- 7 (5) Santa Barbara Department of Child Protective Services..

8 This Ex Parte Application is made pursuant to the requirements of Welfare and
9 Institutions Code sections 10850, 10850.2, 13954(d), and 17006, and 42 U.S.C. section 602,
10 which require a subpoena endorsed by the Court as a prerequisite to issuing a subpoena for
11 records maintained by the five (5) different government entities to which Mr. Michael Jackson
12 wishes to issue a subpoena for the statements, records regarding the allegations in this case, and
13 the receipt of money and payments to Janet Ventura-Arviso, also known as Janet Jackson, and
14 her children. Mr. Michael Jackson makes this application under seal and without notice to the
15 prosecution based on the Court's Order of August 9, 2004, under Teal v. Superior Court, 117
16 Cal. App. 4th 488 (2004).

17 This application is a similar procedure to the prosecution's request for search warrants
18 and makes a showing of both probable cause for the records, along with relevance and materiality
19 of statements made by the complaining witnesses to obtain victim compensation, public
20 assistance, and financial reimbursement for injuries claimed in this case by Janet Ventura-Arviso
21 and her children. Mr. Michael Jackson requests the court to endorse the subpoenas which are
22 attached as Exhibits "A" through "E."

23 This Ex Parte Application is based upon this notice, the attached memorandum of points
24 and authorities, the declaration of counsel, the exhibits and evidence lodged

25 ///

26 ///

27 ///

1 ///

2 with this Court, the file and record herein and any other information presented prior to a ruling
3 hereon.

4 DATED: October 28, 2004 Respectfully submitted,

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

8 Robert M. Sanger
9 SANGER & SWYSEN

10 Brian Oxman
11 OXMAN & JAROSCAK

12 By:

13 R. Brian Oxman
14 Attorneys for Defendant
15 MICHAEL J. JACKSON

1 **DECLARATION OF BRIAN OXMAN**

2
3 I, Brian Oxman, declare and say:

4 1. I am an attorney at law admitted to practice before all the courts of the State of California,
5 and I am an attorney for Michael Jackson. I submit this declaration in support of Mr. Michael
6 Jackson's request for an Order endorsing and ordering a Subpoena to the Custodian of Records for
7 the Los Angeles County Auditor-Controller.

8 2. On October 28, 2004, I drafted, but did not deliver, on Mr. Michael Jackson's behalf a
9 Subpoena to the Custodian of Records, Victim Compensation and Government Claims Board, State
10 of California, which is one of the responsible entities for providing assistance and relocation
11 expenses, along with support payments for crime victims and persons seeking to collect support
12 payments, requesting the records of Janet Ventura-Arviso, also known as Janet Jackson, along with
13 her children Davellin Arviso, Gavin Arviso, and Star Arviso, and her husband Jay Jackson, the
14 complainants in this proceeding. (Exhibit "A").

15 3. On September 24, 2004, I issued on Mr. Michael Jackson's behalf a Subpoena to the
16 Custodian of Records, Los Angeles County Auditor Controller, which is one of the responsible
17 entities for providing public assistance and aid to families with dependent children to Janet Ventura-
18 Arviso, also known as Janet Jackson, along with her children Davellin Arviso, Gavin Arviso, and
19 Star Arviso, the complainants in this proceeding. (Exhibit "B").

20 4. On September 24, 2004, I issued on Mr. Michael Jackson's behalf a Subpoena to the
21 Custodian of Records, for the Government Inquiry Section of the Los Angeles County Auditor
22 Controller, Department of Public Social Services, which is one of the responsible entities for
23 providing assistance and relocation expenses, along with support payments for crime victims and
24 persons seeking to collect support payments, requesting the records of Janet Ventura-Arviso, also
25 known as Janet Jackson, along with her children Davellin Arviso, Gavin Arviso, and Star Arviso,
26 and her husband Jay Jackson, the complainants in this proceeding. (Exhibit "C").

27 5. On October 28, 2004, I drafted, but did not yet deliver, Subpoenas seeking the same
28

1 materials as identified above to the Department of Children and Family Services, County of Los
2 Angeles (Exhibit "D"), and the Department of Child Protective Services, County of Santa Barbara
3 (Exhibit "E"). Each of these subpoenas sought the same witness statement and application
4 information made by the various complaining witnesses in this case.

5 6. These records were sought because of the following reasons:

6 (1) On October 27, 2004, in a "Meet and Confer" telephone conference regarding
7 discovery between prosecution attorneys Gerald Franklin, Gordon Auchincloss, and Tom Sneddon
8 and defense attorneys Thomas Mesereau, Robert Sanger, Susan Yu, and Brian Oxman, Mr. Sneddon
9 stated he was not going to request from other government agencies nor provide to the defense the
10 records from various government agencies, including child welfare and protective agencies, because
11 they were not part of the prosecution team. He stated that the defense would have to obtain witness
12 statement and records from these agencies on their own. The subpoenas attached to this Application
13 seek witness statements, disclosures, and applications the complaining witnesses have made to
14 government agencies which the prosecution has not disclosed in discovery.

15 (2) Janet Arvizo, her children, and her husband have made statements to the Victim
16 Compensation and Government Claim Board, the Los Angeles County Auditor Controller, the Los
17 Angeles Department of Children and Family Services, and the Santa Barbara Department of Child
18 Protective Services concerning the facts of this case, her financial and physical injuries, and her
19 financial needs in order to receive compensation, aid, and assistance. Mr. Michael Jackson is
20 entitled to all such statements, documents, and claims not only to impeach claims made before this
21 Court and the Grand Jury, but also to show financial bias to obtain money from government entities;

22 (3) Janet Arvizo testified before this Court and the Grand Jury she had no interest
23 in receiving money from Michael Jackson, while she concealed the fact she had received significant
24 money from Mr. Jackson. At the same time, she concealed the receipt of those funds from public
25 entities from whom she sought and received victim compensation and family assistance, rendering
26 all of her public assistance applications, disclosures, and payments relevant to this proceeding.

27 7. Each of these governmental agencies have records and statements from the complaining
28

1 witnesses regarding this case. On February 23, 2003, Janet Arvizo made statements to the
2 Department of Child and Family Services for Los Angeles County regarding this case. While Ms.
3 Brenda Blackburn, who is employed by that agency, has testified before the Grand Jury concerning
4 those statements, neither her Department nor the prosecution have produced records regarding this
5 matter. More important, there was an incident in the fourth week of March, or first week of April,
6 2003, where Janet Arvizo met with Department employees Irene Peters and Karen Walker who had
7 previously interviewed Janet Arvizo for the Department. Peters and Walker asked Janet Arvizo how
8 she was getting along with Michael Jackson, and despite Janet Arvizo current claims of child
9 abduction, extortion, and false imprisonment, Janet Arvizo made no complaints about Michael
10 Jackson even though she had "escaped from Neverland" only a week or so earlier. The Department's
11 records contain exculpatory information that impeaches the story created by the complaining
12 witnesses.

13 8. The Santa Barbara Department of Child Protective Services received complaints regarding
14 Michael Jackson during February, March, and April, 2004. These complaints were the subject of
15 investigation by the Department and found to be unfounded. There has been no production from the
16 prosecution of these investigations, the leads from those investigations, nor statements made by the
17 complaining witnesses in this case to the Department.. The prosecution stated during the "Meet and
18 Confer" discussion on October 27, 2004, that this agency, and all of the other child welfare agencies,
19 are not part of the prosecution team, and the prosecution will not produce or request any records
20 from any of these agencies.

21 9. Ms. Jennifer Hottenroth of the Los Angeles Department of Children and Family Services
22 testified before the Grand Jury that she referred the Arvizo family and their attorney to the Santa
23 Barbara Department of Child Protective Services when they sought to complain about Mr. Jackson
24 in June, 2003. There were discussions between all of the parties regarding the referral. Mr. Jackson
25 is entitled to those discussion, and good cause exists to subpoena the resulting statements,
26 discussions, and investigation from the Santa Barbara referral.

1 10. Mr. Jackson needs the statements made by complaining witnesses to the all of these
2 agencies, including the Santa Barbara Department of Child Protective Services and all other child
3 welfare agencies. The prosecution has stated these agencies are not part of its prosecution team, and
4 the prosecution has produced none of records from these agencies. These records disclose
5 exculpatory statements from witnesses who have vital information concerning this case. Good cause
6 exists to obtain these witness statements which will substantially assist Mr. Jackson's defense.

7 11. On October 27, 2004, I spoke on the telephone with Gail Cogburn of the Victim
8 Compensation and Government Claims Board for the State of California. She informed me that the
9 Claims Board would release information about any adult claimant without the necessity of a court
10 order. However, as to minor claimants, Government Code section 13954(d) provides that the Claims
11 Board can only release information and records regarding a minor's claim that are approved by a
12 Court and contained in a court order.

13 12. Government Code section 13954(d) provides:

14 "The board and victim centers receiving records pursuant to this subdivision may not
15 disclose a document that personally identifies a minor to anyone other than the minor who
16 is so identified, his or her custodial parent or guardian, the attorneys for those parties, and
17 any other persons that may be designated by court order."

18 13. I informed Ms. Cogburn that I would request a court order approving the subpoena we
19 wish to serve on the Claims Board which, in part, would seek the statements and records of the
20 minor complaining witnesses in our case. She stated that if I send her an endorsed subpoena it would
21 satisfy the requirements of section 13954(d).

22 14. On September 30, 2004, I receive a letter from Pamela Collins, Director of the
23 Government Inquiry and Response Section for Los Angeles County, and William Walters, the
24 Custodian of Records. (Exhibit "F"). They stated:

25 "Welfare and Institutions Codes 10850, 10850.2 and 17006 prohibit the release of any
26 welfare case information which may exist, except by the participant's expressed
27 authorization or by order of the court."

1 15. I request the court issue an order permitting the subpoena of Janet Arvizo's records to
2 the Government Inquiry and Response Section because Janet Arvizo testified before this Court and
3 the Grand Jury she had no interest in receiving money from Michael Jackson. Yet, she concealed
4 the fact she had received significant money from Mr. Jackson. At the same time, she concealed the
5 receipt of those funds from public entities from whom she sought and received victim compensation
6 and family aid, rendering all of her public assistance applications, disclosures, and receipts of money
7 relevant to this proceeding. In addition, she has made statements to these agencies concerning the
8 incidents giving rise to this case, along with her financial status during the very time that she claims
9 she had no interest in money from Michael Jackson.

10 16. On October 7, 2004, I received a forma Objection of Los Angeles County Auditor-
11 Controller stating the same requirement of a court order as a precondition to the release of the
12 information sought as required by Welfare and Institutions Code sections 10850, 10850.2, and
13 17006, along with 42 U.S.C. section 602 and 45 C.F.R. 205.50. (Exhibit "G"). The federal
14 regulations require the states to adopt privacy plans for all such records where government agencies
15 provide assistance and compensation.

16 17. However, the Objection stated the agency would comply if the court issued an order.
17 The Objection stated:

18 "The records as described cannot be released by responding party in response to a subpoena
19 duces tecum, but only, if at all, in response to appropriate court order(s) authorizing and
20 requiring their release." (Exhibit "G," p. 2, lines 1-3).

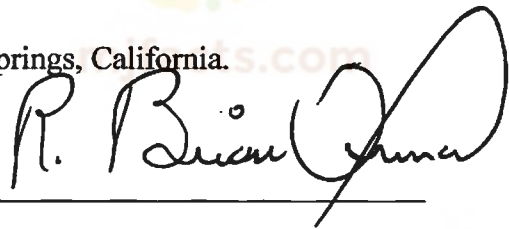
21 18. Each of these entities recognize that with a court order, a subpoena is appropriate for
22 their records. The records being sought by these subpoenas are relevant and material to this case
23 because they contain statements the complaining witnesses have made about the incidents giving rise
24 to this proceeding. More important, they impeach the complaining witnesses with statements
25 contrary to their claims of no financial interest in Michael Jackson, and with statements diametrically
26 opposed to the claimed false imprisonment, extortion, and child abduction asserted in this case.

1 19. The prosecution has obtained testimony from various personnel of these agencies that
2 leaves out the contradictory statements and inexplicable failure of the complaining witnesses to
3 complain at the time of the incidents in question about extortion, false imprisonment, and child
4 abduction. The prosecution's failure to request these records is an indictment of the nature of this
5 prosecution. This is the second time the defense has sought an order endorsing subpoenas from the
6 court, and it is necessitated only because of the prosecutions unwillingness to obtain witness
7 statements and records from other government agencies.

8 20. The showing contained in this Motion meets the standard of not only probable cause, but
9 also materiality and relevance of the prior inconsistent and contemporaneous contradictory
10 statements from the complaining witnesses. This court should be disturbed by the testimony from
11 Janet Arvizo who claims she wanted no money from Michael Jackson, while she was making
12 repeated claims with various and contradictory versions of the facts to numerous government
13 agencies for compensation. The court should want to look into the background, content, and
14 motivation of demands for compensation to government agencies from complaining witness when
15 they testify before this court they have no such interest.

16 I declare under penalty of perjury under the laws of the State of California the foregoing is
17 true and correct.

18 Executed this 28th day of October, at Santa Fe Springs, California.



21 R. Brian Oxman

| | | | |
|--|--|--|---------------------------------------|
| ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): Thomas A. Mesereau, Jr. 91182 Brian Oxman 072172 1875 Century Park East, Suite 700 14126 E. Rosecrans Los Angeles, CA 90067 Santa Fe Springs, CA 90670 | | TELEPHONE NO.: (310) 284-3120 (562) 921-5058 | FOR COURT USE ONLY mjfacts.com |
| ATTORNEY FOR (Named): Michael Joe Jackson | | | |
| Insert name of court, judicial district or branch court, if any, and post office and street address: Santa Barbara County Superior Court, Santa Maria Division 312 E. Cook Street (Dept. SM-2: Judge Rodney Melville) Santa Maria, CA 93454 | | | |
| Title of case: The People of the State of California v. Michael Jackson, et al. | | | |
| SUBPENA (CRIMINAL OR JUVENILE) <input checked="" type="checkbox"/> DUCES TECUM | | CASE NUMBER: 1133603 | |

THE PEOPLE OF THE STATE OF CALIFORNIA, TO (NAME):

Custodian of Records, Victim Compensation and Government Claims Board, State of California

1. YOU ARE ORDERED TO APPEAR AS A WITNESS in this action at the date, time, and place shown in the box below UNLESS you make a special agreement with the person named in item 3:

| | | | | |
|---|-----------------|---|--------------------------------|--------------------------------|
| a. Date: November 19, 2004 | Time: 9:00 a.m. | <input checked="" type="checkbox"/> Dept.: SM-2 | <input type="checkbox"/> Div.: | <input type="checkbox"/> Room: |
| b. Address: 312 E. Cook Street, Dept. SM-2 (Judge Rodney Melville) Santa Maria, CA 93454 | | | | |

2. AND YOU ARE

- a. ☐ ordered to appear in person.
- b. ☒ not required to appear in person if you produce the records described in the accompanying affidavit and a completed declaration of custodian of records in compliance with Evidence Code sections 1560, 1561, 1562, and 1271. (1) Place a copy of the records in an envelope (or other wrapper). Enclose your original declaration with the records. Seal them. (2) Attach a copy of this subpoena to the envelope or write on the envelope the case name and number, your name and date, time, and place from item 1 (the box above). (3) Place this first envelope in an outer envelope, seal it, and mail it to the clerk of the court at the address in item 1. (4) Mail a copy of your declaration to the attorney or party shown at the top of this form.
- c. ☐ ordered to appear in person and to produce the records described in the accompanying affidavit. The personal attendance of the custodian or other qualified witness and the production of the original records is required by this subpoena. The procedure authorized by subdivision (b) of section 1560, and sections 1561 and 1562, of the Evidence Code will not be deemed sufficient compliance with this subpoena.
- d. ☐ ordered to make the original business records described in the accompanying affidavit available for inspection at your business address by the attorney's representative and to permit copying at your business address under reasonable normal business hours, conditions during normal business hours.

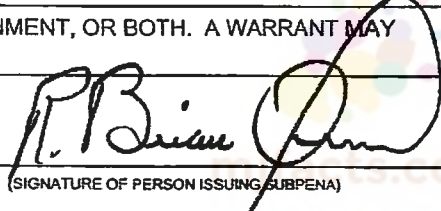
3. IF YOU HAVE ANY QUESTIONS ABOUT THE TIME OR DATE FOR YOU TO APPEAR, OR IF YOU WANT TO BE CERTAIN THAT YOUR PRESENCE IS REQUIRED, CONTACT THE FOLLOWING PERSON BEFORE THE DATE ON WHICH YOU ARE TO APPEAR:

a. Name: Brian Oxman

b. Telephone number: (562) 921-5058

4. WITNESS FEES: You may be entitled to witness fees, mileage, or both, in the discretion of the court. Contact the person named in item 3 AFTER your appearance.

DISOBEDIENCE OF THIS SUBPENA MAY BE PUNISHED BY A FINE, IMPRISONMENT, OR BOTH. A WARRANT MAY ISSUE FOR YOUR ARREST IF YOU FAIL TO APPEAR.

| | | |
|--------------------|------------------------|--|
| FOR COURT USE ONLY | Date: October 28, 2004 |  |
| | | (SIGNATURE OF PERSON ISSUING SUBPENA) |
| | | R. Brian Oxman (TYPE OR PRINT NAME) |
| | | Attorney for Michael J. Jackson (TITLE) |

(See reverse for proof of service)

EXHIBIT "A"

ATTACHMENT TO ITEM 2(b)

Subpoena to Custodian of Records, Victim Compensation and
Government claims Board, State of California
October 28, 2004

The items described in the following Affidavit to be
produced pursuant to this subpoena are as follows:

(1) All DOCUMENTS constituting, evidencing, concerning, discussing, or mentioning any statements regarding injuries, mental, or emotional condition, requests for compensation, assistance, reimbursement of expenses, relocation assistance, medical reimbursements, or other government payments, including but not limited to all applications, periodic renewal requests, financial disclosures, financial statements, employment status, witness statements, victim statements, verifications or communications from doctors, medical records, medical bills, recommendations from government prosecutors, insurance information, communications with government agencies, and records of all kinds since January 1, 1998, relating or concerning COMPLAINANTS, or any of their REPRESENTATIVES, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED] social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED] social security number [REDACTED]

(2) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning payment history, monthly statements, periodic statements, deposit reports, accountings to victims, accounts to government agencies, cancelled checks (front and back), electronics funds transfers, financial statements for any public assistance, account deposits, payments of any kind, or other monetary assistance since January 1, 1998, to or on behalf of COMPLAINANTS, or their REPRESENTATIVES, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED] social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED]
[REDACTED] social security number [REDACTED].

(5) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning any social worker evaluation, in-home visit, investigation into eligibility, complaints of abuse or violence, determination of living conditions, or evaluation of suitability since January 1, 1998, concerning or relating to COMPLAINANTS, or their REPRESENTATIVES, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED]
social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED]
social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED]
social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED]
[REDACTED] social security number [REDACTED]

(4) All DOCUMENTS constituting, evidencing, concerning, discussing, or mentioning any financial arrangements with an attorney, communications to applications, and all reports and documents produced to the Victim Compensation and Government Claims Board concerning or relating to CLAIMANTS, or their REPRESENTATIVES, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED]
social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED]
social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED]
social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED]
[REDACTED] social security number [REDACTED]

Collins, Mesereau, Reddock & Yu, LLP
1875 Century Park East, 7th Floor
Los Angeles, CA 90067
(310) 284-3120

Brian Oxman 072172
14126 E. Rosecrans Blvd.
Santa Fe Springs, CA 90670
(562) 921-5058

Attorneys for defendant,
Mr. Michael Jackson

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA BARBARA

PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

vs

MICHAEL JACKSON,

Defendant.

Case No. 1133603

DECLARATION AND
APPLICATION
FOR SUBPOENA DUCES TECUM

STATE OF CALIFORNIA, COUNTY OF SANTA BARBARA

1. The undersigned states: That he is the attorney of record for defendant, Michael Jackson, in the above-entitled action and that this cause has been duly set for hearing on November 19, 2004, at 8:30 a.m. in Department SM-2 of the Santa Barbara Superior Court, located at 312 East Cook Street, Santa Maria, California 93454.

2. Witness the Custodian of Records for Victim Compensation and Government Claims Board, State of California, has in his possession or control the following documents, objects, or other tangible things:

A. INSTRUCTIONS AND DEFINITIONS:

(1) As used herein, the term "DOCUMENT" or "DOCUMENTS" means any handwritten, recorded, typed, printed, pictorial, or graphic matter whatsoever, however produced or reproduced, and including without limitation, all "WRITINGS" as defined in California Evidence Code § 250. The term "DOCUMENT" or "DOCUMENTS" also includes any data compilation of any sort, whether stored magnetically, electronically, or otherwise, from which information can be obtained, translated, or, if necessary,

through detection devices into reasonably usable form. Any comment or notation appearing on any document, and not a part of the original text, is considered a separate document and any copy, draft, or preliminary form of any document is also considered a separate document.

(2) As used herein, the term "DOCUMENT" is intended to include within its scope each and every "ORIGINAL" (as the term is defined in California Evidence Code Section 255), and each and every "DUPLICATE" (as the term is defined in Evidence Code Section 260), of each and every "WRITING" (as the term is defined in California Evidence Code § 250) described in the requests set forth below. All such documents are meant to referred to those DOCUMENTS which are within your possession and control, or subject to your possession or control.

(3) As used herein, "ACCOUNT" shall include, but not be limited to, any bank account, saving account, certificate of deposit, share draft account, time deposit, money market account, trust accounts, Individual Retirement Account, 401K account, public assistance fund, or other financial instrument or demand deposit. Where DOCUMENTS are requested concerning such ACCOUNTS, you shall produce all records of monthly statements, cancelled checks, deposit checks and drafts, deposit records and receipts, wire transfers, wire deposits, automatic withdrawals or deposits, monthly charges, interest payments, and fees.

(4) As used herein, the "COMPLAINANTS" refers to

- (a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]
- (b) Davellin Arvizo, date of birth [REDACTED] social security number [REDACTED]
- (c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]
- (d) Star Arvizo, date of birth [REDACTED] social security number [REDACTED]
- (e) Jay Daniel Jackson, date of birth [REDACTED] social security number [REDACTED]

or any person who is their representative, agent, or acting on their behalf, including their partners, corporations, or business entities where they have a property or ownership interest. The term "COMPLAINANTS" refers to all the individuals mentioned in this paragraph individually, whether or not the names of the others persons identified in this paragraph appear or are mentioned in the DOCUMENT. The term "COMPLAINANTS" also include present and former attorneys, agents, representatives, and any other persons acting on behalf of COMPLAINANT.

(5) As used herein, the "COMPLAINT" refers to the reports, claims, or allegations made by the COMPLAINANTS regarding Mr. Michael Jackson, which are stated in the Indictment in the case of People v. Michael Jackson, SBSC Case No. 1133603.

(6) "YOU" or "YOURS" refers to the Custodian of Records of the for Victim Compensation and Government Claims Board, State of California, and all of its agents, representatives, employees, attorneys, or any person acting on his behalf.

(7) As used herein, "PERSON" or "PERSONS" means any natural individual in any capacity whatsoever, and all entities of every description, including, but not limited to, associations, organizations (public or private), agencies, companies, partnerships, joint ventures, corporations, and trusts.

(8) As used herein, "REPRESENTATIVE" or "REPRESENTATIVES" means any person (as defined herein) who acts, has at any time acted, or has purported to act, at the request of, for the benefit of, or on behalf of another, including, but not limited to, the parents, guardians, or agents of COMPLAINANT, businesses, partnership, corporation, in which they have an interest or association as reflected in YOUR records.

(9) As used herein, the term "COMMUNICATION" is to be interpreted comprehensively, and means any instance in which information was exchanged between or among two or more persons, including any oral or written utterance, notation, or statement of any nature whatsoever, by and to whomsoever made, and all understanding or exchanges of information between or among two or more persons.

(10) As used herein, the term "CORRESPONDENCE" means any handwritten, printed, typed, or otherwise recorded communication whatsoever between or among two or more persons, and includes, without limitation, memoranda, letters, notes, telegrams, telexes, facsimile transmissions, email records, and marginal notations or comments.

B. DOCUMENTS TO BE PRODUCED:

(1) All DOCUMENTS constituting, evidencing, concerning, discussing, or mentioning any requests for compensation, assistance, reimbursement of expenses, relocation assistance, medical reimbursements, or other government payments, including but not limited to all statements regarding injuries, mental, or emotional condition, applications, periodic renewal requests, financial disclosures, financial statements, employment status, witness statements, victim statements, verifications or communications from doctors, medical records, medical bills, recommendations from government prosecutors, insurance information, communications with government agencies, and records of all kinds since January 1, 1998, relating or concerning COMPLAINANTS, or any of their REPRESENTATIVES, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED]

social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED]

social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED]

social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED]

social security number [REDACTED]

(2) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning payment history, monthly statements, periodic statements, deposit reports, accountings to victims, accounts to government agencies, cancelled checks (front and back), electronics funds transfers, financial statements for any public assistance, account deposits, payments of any kind, or other monetary assistance since January 1, 1998, to or on behalf of COMPLAINANTS, or their REPRESENTATIVES, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED]
social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED]
social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED]
social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED]
social security number [REDACTED]

(5) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning any social worker evaluation, in-home visit, investigation into eligibility, complaints of abuse or violence, determination of living conditions, or evaluation of suitability since January 1, 1998, concerning or relating to COMPLAINANTS, or their REPRESENTATIVES, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED]
social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED]
social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED]
social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED]
social security number [REDACTED]

(4) All DOCUMENTS constituting, evidencing, concerning, discussing, or mentioning any financial arrangements with an attorney, communications to applications, and all reports and documents produced to the Victim Compensation and Government Claims Board concerning or relating to CLAIMANTS, or their REPRESENTATIVES, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

[REDACTED] (b) Davellin Arvizo, date of birth [REDACTED]
social security number [REDACTED]
[REDACTED] (c) Gavin Arvizo, date of birth [REDACTED]
social security number [REDACTED]
[REDACTED] (d) Star Arvizo, date of birth [REDACTED]
social security number [REDACTED]
[REDACTED] (e) Jay Daniel Jackson, date of birth [REDACTED]
[REDACTED] social security number [REDACTED]

3. The above documents are material to the issues involved in the case by reason of the following facts:

A. The information sought will lead to witness, documents, and discoverable evidence that will show the claims made in the Pending Criminal Case in the Santa Barbara Superior Court are unfounded.

B. The information sought by this subpoena will disclose motives, biases, and exaggerations on behalf of and engaged in by the various persons identified in the above requests who are witnesses in this proceeding;

C. The information sought contains information regarding the background, motives, state of mind, character and reputation for veracity, and reports of COMPLAINANTS and the various persons identified in the above-requests who are witnesses in this proceeding;

D. The requested documents and/or information contains the prior inconsistent statements, recollections, observations, and reactions of COMPLAINANTS to the events and circumstances which gave rise to the Pending Criminal Case in the Santa Barbara Superior Court;

E. The requested materials constitute evidence of a financial motive for making false and inaccurate claims in this matter;

4. Good cause exists for the production of the above described matters and things by reason of the following facts:

A. The subpoenaed party is the sole and exclusive source of all such information, and no other person, business, or other entity has possession or control of such information.

B. The information requested by this Subpoena discloses the motive, intent, and conscious state of mind of persons making claims in the Santa Barbara Superior Court, along with persons directing, counseling and controlling the complainants in the Santa Barbara Superior Court action.

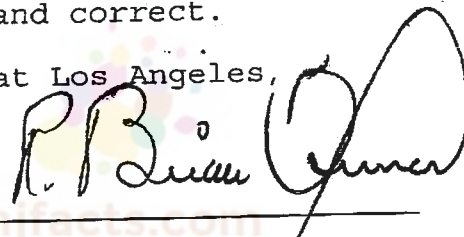
C. No other source exists for such information because such disclosures were made only in the records of the subpoenaed party, and the only person with such information is the

subpoenaed party.

WHEREFORE, request is made that the Subpoena Duces Tecum issue.

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

Executed this 24th day of September, at Los Angeles, California.



R. Brian Oxman

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA BARBARA

JUL 09 2007

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,)

Case No.: 1133603

Plaintiff,

Protective Order Regarding Defendant's
Subpoenas Duces Tecum

vs.

MICHAEL JACKSON,

Defendant.

Good cause appearing, it is hereby ordered that the clerk of the court shall permit Defendant Michael Jackson, by and through his counsel, to subpoena materials without disclosing the nature of the subpoena, the person or items sought by the subpoena, or the response to the subpoena and any materials returned therewith.

It is further ordered, without limiting the generality of the foregoing, that:

1. The clerk of the court shall segregate and keep confidential and not disclose to the People any materials pertaining to the subpoena, including returns, documents, and other materials returned in response to said subpoena.

///

///

1 2. The clerk of the court shall permit Counsel for the defendant to subpoena
2 materials to the court on days and times at which the case itself is not on calendar for
3 other purposes.

4 3. Persons or entities subpoenaed by the defendant shall not disclose directly or
5 indirectly to the People the fact that they have been subpoenaed or the nature of the
6 subpoena.
7

8 4. Any appearance, objection, compliance, or other communication by a party
9 subpoenaed by the defendant shall be filed under seal.

10 5. Any hearings involving the materials pertaining to the subpoena, including
11 returns, documents and other materials returned in response to the subpoena regarding
12 compliance, privacy or other issues shall be held in camera.
13

14 6. This order does not affect the right of any party whose records are subpoenaed
15 to assert any applicable claims of privilege.

16 7. Subject to the resolution of any issues of privilege that may be asserted, the
17 clerk of the court shall permit counsel for the defendant to inspect and copy the
18 subpoenaed materials.
19

20 8. A copy of this order shall be served with each subpoena to which it pertains.

21 DATED: JUL 09 2004

Rodney S. Melville

22 RODNEY S. MELVILLE
23 Judge of the Superior Court
24
25
26
27
28

EXHIBIT B

| | | |
|--|--|-----------------------------|
| ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): Thomas A. Mesereau, Jr. 91182 Brian Oxman (310) 284-3120 1875 Century Park East, Suite 700 14126 East Rosecrans (562) 921-5058 Los Angeles, CA 90067 Santa Fe Springs, CA 90670 | | FOR COURT USE ONLY |
| ATTORNEY FOR (Name): Michael Joe Jackson | | CASE NUMBER: 1133603 |
| Insert name of court, judicial district or branch court, if any, and post office and street address: Santa Barbara County Superior Court, Santa Maria Division 312 E. Cook Street (Dept. SM-2: Judge Rodney Melville) Santa Maria, CA 93454 | | |
| Title of case: The People of the State of California v. Michael Jackson, et al. | | |
| SUBPENA (CRIMINAL OR JUVENILE) <input checked="" type="checkbox"/> DUCES TECUM | | |

THE PEOPLE OF THE STATE OF CALIFORNIA, TO (NAME):

Custodian of Records, Los Angeles County Auditor Controller

1. **YOU ARE ORDERED TO APPEAR AS A WITNESS** in this action at the date, time, and place shown in the box below **UNLESS** you make a special agreement with the person named in item 3:

| | | | | |
|---|-----------------|---|--------------------------------|--------------------------------|
| a. Date: October 11, 2004 | Time: 9:00 a.m. | <input checked="" type="checkbox"/> Dept.: SM-2 | <input type="checkbox"/> Div.: | <input type="checkbox"/> Room: |
| b. Address: 312 E. Cook Street, Dept. SM-2 (Judge Rodney Melville) Santa Maria, CA 93454 | | | | |

2. AND YOU ARE

- a. ☐ ordered to appear in person.
- b. ☒ not required to appear in person if you produce the records described in the accompanying affidavit and a completed declaration of custodian of records in compliance with Evidence Code sections 1560, 1561, 1562, and 1271. (1) Place a copy of the records in an envelope (or other wrapper). Enclose your original declaration with the records. Seal them. (2) Attach a copy of this subpoena to the envelope or write on the envelope the case name and number, your name and date, time, and place from item 1 (the box above). (3) Place this first envelope in an outer envelope, seal it, and mail it to the clerk of the court at the address in item 1. (4) Mail a copy of your declaration to the attorney or party shown at the top of this form.
- c. ☐ ordered to appear in person and to produce the records described in the accompanying affidavit. The **personal attendance** of the custodian or other qualified witness and the production of the original records is **required** by this subpoena. The procedure authorized by subdivision (b) of section 1560, and sections 1561 and 1562, of the Evidence Code will not be deemed sufficient compliance with this subpoena.
- d. ☐ ordered to make the **original** business records described in the accompanying affidavit available for inspection at your business address by the attorney's representative and to permit **copying** at your business address under reasonable normal business hours.

3. **IF YOU HAVE ANY QUESTIONS ABOUT THE TIME OR DATE FOR YOU TO APPEAR, OR IF YOU WANT TO BE CERTAIN THAT YOUR PRESENCE IS REQUIRED, CONTACT THE FOLLOWING PERSON BEFORE THE DATE ON WHICH YOU ARE TO APPEAR:**

a. Name: Brian Oxman

b. Telephone number: (562) 921-5058

4. **WITNESS FEES:** You may be entitled to witness fees, mileage, or both, in the discretion of the court. Contact the person named in item 3 **AFTER** your appearance.

DISOBEDIENCE OF THIS SUBPENA MAY BE PUNISHED BY A FINE, IMPRISONMENT, OR BOTH. A WARRANT MAY ISSUE FOR YOUR ARREST IF YOU FAIL TO APPEAR.

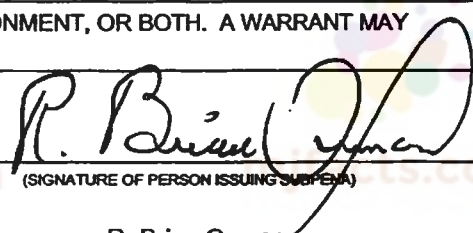
| | | |
|------------------------------------|--------------------------|---|
| FOR COURT USE ONLY | Date: September 24, 2004 |  (SIGNATURE OF PERSON ISSUING SUBPENA) |
| | | R. Brian Oxman (TYPE OR PRINT NAME) |
| | | Attorney for Michael J. Jackson (TITLE) |
| (See reverse for proof of service) | | |

EXHIBIT "B"

ATTACHMENT TO ITEM 2(b)
Subpoena to Custodian of Records, Los Angeles County Auditor
Controller, State of California
September 24, 2004

The items described in the following Affidavit to be produced pursuant to this subpoena are as follows:

(1) All DOCUMENTS constituting, evidencing, concerning, discussing, or mentioning any requests for public assistance, requests for welfare, applications, periodic renewal requests, financial disclosures, financial statements, employment status, employment seeking activity, or other public relief requests since January 1, 1998, relating or concerning COMPLAINANTS, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED] social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED] social security number [REDACTED]

(2) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning payment history, warrants, monthly statements, periodic statements, deposit reports, accountings to clients, cancelled checks (front and back), electronics funds transfers, accountings to welfare recipients, financial statements for any public assistance, account deposits, payments, family assistance, aid to families with dependent children, welfare payments, or other monetary assistance since January 1, 1998, to or on behalf of COMPLAINANTS, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED] social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED] social security number [REDACTED]

(3) All DOCUMENTS constituting, evidencing, concerning, discussing, or mentioning any deposits from supporting parent, child support payments, cancelled checks (front and back), deposit checks and drafts (front and back), deposit records and receipts, wire transfers, wire deposits, or automatic deposits since January 1, 1998, concerning or connected to COMPLAINANTS, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

b) Davellin Arvizo, date of birth [REDACTED]
social security number [REDACTED]
(c) Gavin Arvizo, date of birth [REDACTED]
social security number [REDACTED]
(d) Star Arvizo, date of birth [REDACTED]
social security number [REDACTED]
(e) Jay Daniel Jackson, date of birth [REDACTED]
social security number [REDACTED]

(4) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning any enforcement efforts to collect reimbursements for aid to families with dependent children, welfare, public assistance, child support, or federal, state or county relief payments since January 1, 1998, concerning or relating to COMPLAINANTS, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]
(b) Davellin Arvizo, date of birth [REDACTED]
social security number [REDACTED]
(c) Gavin Arvizo, date of birth [REDACTED]
social security number [REDACTED]
(d) Star Arvizo, date of birth [REDACTED]
social security number [REDACTED]
(e) Jay Daniel Jackson, date of birth [REDACTED]
social security number [REDACTED]

(5) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning any social worker evaluation, in-home visit, investigation into eligibility, complaints of abuse or violence, determination of living conditions, or evaluation of suitability since January 1, 1998, concerning or relating to COMPLAINANTS, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]
(b) Davellin Arvizo, date of birth [REDACTED]
social security number [REDACTED]
(c) Gavin Arvizo, date of birth [REDACTED]
social security number [REDACTED]
(d) Star Arvizo, date of birth [REDACTED]
social security number [REDACTED]
(e) Jay Daniel Jackson, date of birth [REDACTED]
social security number [REDACTED]

Collins, Mesereau, Reddock & Yu, LLP
1875 Century Park East, 7th Floor
Los Angeles, CA 90067
(310) 284-3120

Brian Oxman 072172
14126 E. Rosecrans Blvd.
Santa Fe Springs, CA 90670
(562) 921-5058

Attorneys for defendant,
Mr. Michael Jackson

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA BARBARA

PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

vs

MICHAEL JACKSON,

Defendant.

Case No. 1133603

DECLARATION AND
APPLICATION
FOR SUBPOENA DUCES TECUM

STATE OF CALIFORNIA, COUNTY OF SANTA BARBARA

1. The undersigned states: That he is the attorney of record for defendant, Michael Jackson, in the above-entitled action and that this cause has been duly set for hearing on October 11, 2004, at 8:30 a.m. in Department SM-2 of the Santa Barbara Superior Court, located at 312 East Cook Street, Santa Maria, California 93454.

2. Witness the Custodian of Records for Los Angeles Auditor Controller has in his possession or control the following documents, objects, or other tangible things:

A. INSTRUCTIONS AND DEFINITIONS:

(1) As used herein, the term "DOCUMENT" or "DOCUMENTS" means any handwritten, recorded, typed, printed, pictorial, or graphic matter whatsoever, however produced or reproduced, and including without limitation, all "WRITINGS" as defined in California Evidence Code § 250. The term "DOCUMENT" or "DOCUMENTS" also includes any data compilation of any sort, whether stored magnetically, electronically, or otherwise, from which information can be obtained, translated, or, if necessary, through detection devices into reasonably usable form. Any

comment or notation appearing on any document, and not a part of the original text, is considered a separate document and any copy, draft, or preliminary form of any document is also considered a separate document.

(2) As used herein, the term "DOCUMENT" is intended to include within its scope each and every "ORIGINAL" (as the term is defined in California Evidence Code Section 255), and each and every "DUPLICATE" (as the term is defined in Evidence Code Section 260), of each and every "WRITING" (as the term is defined in California Evidence Code § 250) described in the requests set forth below. All such documents are meant to referred to those DOCUMENTS which are within your possession and control, or subject to your possession or control.

(3) As used herein, "ACCOUNT" shall include, but not be limited to, any bank account, saving account, certificate of deposit, share draft account, time deposit, money market account, trust accounts, Individual Retirement Account, 401K account, public assistance fund, or other financial instrument or demand deposit. Where DOCUMENTS are requested concerning such ACCOUNTS, you shall produce all records of monthly statements, cancelled checks, deposit checks and drafts, deposit records and receipts, wire transfers, wire deposits, automatic withdrawals or deposits, monthly charges, interest payments, and fees.

(4) As used herein, the "COMPLAINANTS" refers to

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED] social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED] social security number [REDACTED]

or any person who is their representative, agent, or acting on their behalf, including their partners, corporations, or business entities where they have a property or ownership interest. The term "COMPLAINANTS" refers to all the individuals mentioned in this paragraph individually, whether or not the names of the others persons identified in this paragraph appear or are mentioned in the DOCUMENT. The term "COMPLAINANTS" also include present and former attorneys, agents, representatives, and any other persons acting on behalf of COMPLAINANT.

(5) As used herein, the "COMPLAINT" refers to the reports, claims, or allegations made by the COMPLAINANTS regarding Mr. Michael Jackson, which are stated in the Indictment in the case of People v. Michael Jackson, SBSC Case no. 1133603.

(6) "YOU" or "YOURS" refers to the Custodian of

Records of the Auditor Controller for Los Angeles County, State of California, and all of its agents, representatives, employees, attorneys, or any person acting on his behalf.

(7) As used herein, "PERSON" or "PERSONS" means any natural individual in any capacity whatsoever, and all entities of every description, including, but not limited to, associations, organizations (public or private), agencies, companies, partnerships, joint ventures, corporations, and trusts.

(8) As used herein, "REPRESENTATIVE" or "REPRESENTATIVES" means any person (as defined herein) who acts, has at any time acted, or has purported to act, at the request of, for the benefit of, or on behalf of another, including, but not limited to, the parents, guardians, or agents of COMPLAINANT, businesses, partnership, corporation, in which they have an interest or association as reflected in YOUR records.

(9) As used herein, the term "COMMUNICATION" is to be interpreted comprehensively, and means any instance in which information was exchanged between or among two or more persons, including any oral or written utterance, notation, or statement of any nature whatsoever, by and to whomsoever made, and all understanding or exchanges of information between or among two or more persons.

(10) As used herein, the term "CORRESPONDENCE" means any handwritten, printed, typed, or otherwise recorded communication whatsoever between or among two or more persons, and includes, without limitation, memoranda, letters, notes, telegrams, telexes, facsimile transmissions, email records, and marginal notations or comments.

B. DOCUMENTS TO BE PRODUCED:

(1) All DOCUMENTS constituting, evidencing, concerning, discussing, or mentioning any requests for public assistance, requests for welfare, applications, periodic renewal requests, financial disclosures, financial statements, employment status, employment seeking activity, or other public relief requests since January 1, 1998, relating or concerning COMPLAINANTS, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED] social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED] social security number [REDACTED]

(2) All DOCUMENTS constituting, evidencing,

concerning, discussing or mentioning payment history, warrants, monthly statements, periodic statements, deposit reports, accountings to clients, cancelled checks (front and back), electronics funds transfers, accountings to welfare recipients, financial statements for any public assistance, account deposits, payments, family assistance, aid to families with dependent children, welfare payments, or other monetary assistance since January 1, 1998, to or on behalf of COMPLAINANTS, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED] social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED] social security number [REDACTED]

(3) All DOCUMENTS constituting, evidencing, concerning, discussing, or mentioning any deposits from supporting parent, child support payments, cancelled checks (front and back), deposit checks and drafts (front and back), deposit records and receipts, wire transfers, wire deposits, or automatic deposits since January 1, 1998, concerning or connected to COMPLAINANTS, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED] social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED] social security number [REDACTED]

(4) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning any enforcement efforts to collect reimbursements for aid to families with dependent children, welfare, public assistance, child support, or federal, state or county relief payments since January 1, 1998, concerning or relating to COMPLAINANTS, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED] social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED]

social security number

(5) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning any social worker evaluation, in-home visit, investigation into eligibility, complaints of abuse or violence, determination of living conditions, or evaluation of suitability since January 1, 1998, concerning or relating to COMPLAINANTS, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth social security number

(b) Davellin Arvizo, date of birth social security number

(c) Gavin Arvizo, date of birth social security number

(d) Star Arvizo, date of birth social security number

(e) Jay Daniel Jackson, date of birth social security number

3. The above documents are material to the issues involved in the case by reason of the following facts:

A. The information sought will lead to witness, documents, and discoverable evidence that will show the claims made in the Pending Criminal Case in the Santa Barbara Superior Court are unfounded.

B. The information sought by this subpoena will disclose motives, biases, and exaggerations on behalf of and engaged in by the various persons identified in the above requests who are witnesses in this proceeding;

C. The information sought contains information regarding the background, motives, state of mind, character and reputation for veracity, and reports of COMPLAINANTS and the various persons identified in the above-requests who are witnesses in this proceeding;

D. The requested documents and/or information contains the prior inconsistent statements, recollections, observations, and reactions of COMPLAINANTS to the events and circumstances which gave rise to the Pending Criminal Case in the Santa Barbara Superior Court;

E. The requested materials constitute evidence of a financial motive for making false and inaccurate claims in this matter;

4. Good cause exists for the production of the above described matters and things by reason of the following facts:

A. The subpoenaed party is the sole and exclusive source of all such information, and no other person, business, or other entity has possession or control of such information.

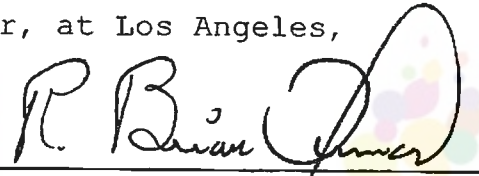
B. The information requested by this Subpoena discloses the motive, intent, and conscious state of mind of persons making claims in the Santa Barbara Superior Court, along with persons directing, counseling and controlling the complainants in the Santa Barbara Superior Court action.

C. No other source exists for such information because such disclosures were made only in the records of the subpoenaed party, and the only person with such information is the subpoenaed party.

WHEREFORE, request is made that the Subpoena Duces Tecum issue.

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

Executed this 24th day of September, at Los Angeles, California.



R. Brian Oxman

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA BARBARA

JUL 09 2007

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

Protective Order Regarding Defendant's
Subpoenas Duces Tecum

Good cause appearing, it is hereby ordered that the clerk of the court shall permit Defendant Michael Jackson, by and through his counsel, to subpoena materials without disclosing the nature of the subpoena, the person or items sought by the subpoena, or the response to the subpoena and any materials returned therewith.

It is further ordered, without limiting the generality of the foregoing, that:

1. The clerk of the court shall segregate and keep confidential and not disclose to the People any materials pertaining to the subpoena, including returns, documents, and other materials returned in response to said subpoena.

///

///

1 2. The clerk of the court shall permit Counsel for the defendant to subpoena
2 materials to the court on days and times at which the case itself is not on calendar for
3 other purposes.

4 3. Persons or entities subpoenaed by the defendant shall not disclose directly or
5 indirectly to the People the fact that they have been subpoenaed or the nature of the
6 subpoena.
7

8 4. Any appearance, objection, compliance, or other communication by a party
9 subpoenaed by the defendant shall be filed under seal.

10 5. Any hearings involving the materials pertaining to the subpoena, including
11 returns, documents and other materials returned in response to the subpoena regarding
12 compliance, privacy or other issues shall be held in camera.
13

14 6. This order does not affect the right of any party whose records are subpoenaed
15 to assert any applicable claims of privilege.

16 7. Subject to the resolution of any issues of privilege that may be asserted, the
17 clerk of the court shall permit counsel for the defendant to inspect and copy the
18 subpoenaed materials.
19

20 8. A copy of this order shall be served with each subpoena to which it pertains.

21 DATED: JUL 09 2004

Rodney S. Melville

22 RODNEY S. MELVILLE
23 Judge of the Superior Court
24
25
26
27
28



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com

| | | | |
|--|--|---|---------------------------------------|
| ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): Thomas A. Mesereau, Jr. 91182 1875 Century Park East, Suite 700 Los Angeles, CA 90067 | | TELEPHONE NO.: Brian Oxman (310) 284-3120 14126 East Rosecrans (562) 921-5058 Santa Fe Springs, CA 90670 | FOR COURT USE ONLY mifacts.com |
| ATTORNEY FOR (Name): Michael Joe Jackson | | | |
| Insert name of court, judicial district or branch court, if any, and post office and street address: Santa Barbara County Superior Court, Santa Maria Division 312 E. Cook Street (Dept. SM-2: Judge Rodney Melville) Santa Maria, CA 93454 | | | |
| Title of case: The People of the State of California v. Michael Jackson, et al. | | | |
| SUBPENA (CRIMINAL OR JUVENILE) <input checked="" type="checkbox"/> DUCES TECUM | | CASE NUMBER: 1133603 | |

THE PEOPLE OF THE STATE OF CALIFORNIA, TO (NAME):

Custodian of Records, Government Inquiry and Response Section, Los Angeles County Auditor Controller

1. **YOU ARE ORDERED TO APPEAR AS A WITNESS** in this action at the date, time, and place shown in the box below **UNLESS** you make a special agreement with the person named in item 3:

| | | | | |
|---|-----------------|---|--------------------------------|--------------------------------|
| a. Date: October 11, 2004 | Time: 9:00 a.m. | <input checked="" type="checkbox"/> Dept.: SM-2 | <input type="checkbox"/> Div.: | <input type="checkbox"/> Room: |
| b. Address: 312 E. Cook Street, Dept. SM-2 (Judge Rodney Melville) Santa Maria, CA 93454 | | | | |

2. AND YOU ARE

- a. ☐ ordered to appear in person.
- b. ☒ not required to appear in person if you produce the records described in the accompanying affidavit and a completed declaration of custodian of records in compliance with Evidence Code sections 1560, 1561, 1562, and 1271. (1) Place a copy of the records in an envelope (or other wrapper). Enclose your original declaration with the records. Seal them. (2) Attach a copy of this subpoena to the envelope or write on the envelope the case name and number, your name and date, time, and place from item 1 (the box above). (3) Place this first envelope in an outer envelope, seal it, and mail it to the clerk of the court at the address in item 1. (4) Mail a copy of your declaration to the attorney or party shown at the top of this form.
- c. ☐ ordered to appear in person and to produce the records described in the accompanying affidavit. The **personal attendance** of the custodian or other qualified witness and the production of the original records is **required** by this subpoena. The procedure authorized by subdivision (b) of section 1560, and sections 1561 and 1562, of the Evidence Code will not be deemed sufficient compliance with this subpoena.
- d. ☐ ordered to make the **original** business records described in the accompanying affidavit available for inspection at your business address by the attorney's representative and to permit **copying** at your business address under reasonable normal business hours. conditions during normal business hours.

3. **IF YOU HAVE ANY QUESTIONS ABOUT THE TIME OR DATE FOR YOU TO APPEAR, OR IF YOU WANT TO BE CERTAIN THAT YOUR PRESENCE IS REQUIRED, CONTACT THE FOLLOWING PERSON BEFORE THE DATE ON WHICH YOU ARE TO APPEAR:**

a. Name: Brian Oxman

b. Telephone number: (562) 921-5058

4. **WITNESS FEES:** You may be entitled to witness fees, mileage, or both, in the discretion of the court. Contact the person named in item 3 **AFTER** your appearance.

DISOBEDIENCE OF THIS SUBPENA MAY BE PUNISHED BY A FINE, IMPRISONMENT, OR BOTH. A WARRANT MAY ISSUE FOR YOUR ARREST IF YOU FAIL TO APPEAR.

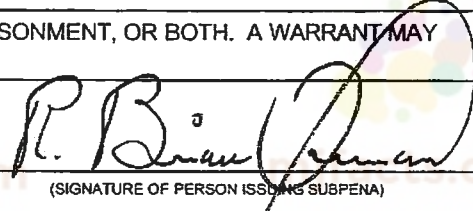
| | | |
|--------------------|------------------------------------|--|
| FOR COURT USE ONLY | Date: September 24, 2004 |  |
| | | (SIGNATURE OF PERSON ISSUING SUBPENA) |
| | | R. Brian Oxman |
| | | (TYPE OR PRINT NAME) |
| | Attorney for Michael J. Jackson | |
| | (See reverse for proof of service) | (TITLE) |

EXHIBIT "C"

ATTACHMENT TO ITEM 2(b)

Subpoena to Custodian of Records, Government Auditor and Response
Section, Los Angeles County, Auditor Controller
September 24, 2004

The items described in the following Affidavit to
be produced pursuant to this subpoena are as follows:

(1) All DOCUMENTS constituting, evidencing,
concerning, discussing, or mentioning any requests for public
assistance, requests for welfare, applications, periodic renewal
requests, financial disclosures, financial statements, employment
status, employment seeking activity, or other public relief
requests since January 1, 1998, relating or concerning
COMPLAINANTS, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet
Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED]
social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED]
social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED]
social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED]
social security number [REDACTED]

(2) All DOCUMENTS constituting, evidencing,
concerning, discussing or mentioning payment history, warrants,
monthly statements, periodic statements, deposit reports,
accountings to clients, cancelled checks (front and back),
electronics funds transfers, accountings to welfare recipients,
financial statements for any public assistance, account deposits,
payments, family assistance, aid to families with dependent
children, welfare payments, or other monetary assistance since
January 1, 1998, to or on behalf of COMPLAINANTS, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet
Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED]
social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED]
social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED]
social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED]
social security number [REDACTED]

(3) All DOCUMENTS constituting, evidencing,
concerning, discussing, or mentioning any deposits from
supporting parent, child support payments, cancelled checks
(front and back), deposit checks and drafts (front and back),
deposit records and receipts, wire transfers, wire deposits, or
automatic deposits since January 1, 1998, concerning or connected
to COMPLAINANTS, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet
Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED]
social security number [REDACTED]
(c) Gavin Arvizo, date of birth [REDACTED]
social security number [REDACTED]
(d) Star Arvizo, date of birth [REDACTED]
social security number [REDACTED]
(e) Jay Daniel Jackson, date of birth [REDACTED]
[REDACTED] social security number [REDACTED]

(4) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning any enforcement efforts to collect reimbursements for aid to families with dependent children, welfare, public assistance, child support, or federal, state or county relief payments since January 1, 1998, concerning or relating to COMPLAINANTS, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]
(b) Davellin Arvizo, date of birth [REDACTED]
social security number [REDACTED]
(c) Gavin Arvizo, date of birth [REDACTED]
social security number [REDACTED]
(d) Star Arvizo, date of birth [REDACTED]
social security number [REDACTED]
(e) Jay Daniel Jackson, date of birth [REDACTED]
[REDACTED] social security number [REDACTED]

(5) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning any social worker evaluation, in-home visit, investigation into eligibility, complaints of abuse or violence, determination of living conditions, or evaluation of suitability since January 1, 1998, concerning or relating to COMPLAINANTS, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]
(b) Davellin Arvizo, date of birth [REDACTED]
social security number [REDACTED]
(c) Gavin Arvizo, date of birth [REDACTED]
social security number [REDACTED]
(d) Star Arvizo, date of birth [REDACTED]
social security number [REDACTED]
(e) Jay Daniel Jackson, date of birth [REDACTED]
[REDACTED] social security number [REDACTED]

Collins, Mesereau, Reddock & Yu, LLP
1875 Century Park East, 7th Floor
Los Angeles, CA 90067
(310) 284-3120

Brian Oxman 072172
14126 E. Rosecrans Blvd.
Santa Fe Springs, CA 90670
(562) 921-5058

Attorneys for defendant,
Mr. Michael Jackson

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA BARBARA

PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

vs

MICHAEL JACKSON,

Defendant.

Case No. 1133603

DECLARATION AND
APPLICATION
FOR SUBPOENA DUCES TECUM

STATE OF CALIFORNIA, COUNTY OF SANTA BARBARA

1. The undersigned states: That he is the attorney of record for defendant, Michael Jackson, in the above-entitled action and that this cause has been duly set for hearing on October 11, 2004, at 8:30 a.m. in Department SM-2 of the Santa Barbara Superior Court, located at 312 East Cook Street, Santa Maria, California 93454.

2. Witness the Custodian of Records for Government Inquiry and Response Section, Los Angeles County, Auditor Controller, has in his possession or control the following documents, objects, or other tangible things:

A. INSTRUCTIONS AND DEFINITIONS:

(1) As used herein, the term "DOCUMENT" or "DOCUMENTS" means any handwritten, recorded, typed, printed, pictorial, or graphic matter whatsoever, however produced or reproduced, and including without limitation, all "WRITINGS" as defined in California Evidence Code § 250. The term "DOCUMENT" or "DOCUMENTS" also includes any data compilation of any sort, whether stored magnetically, electronically, or otherwise, from which information can be obtained, translated, or, if necessary,

through detection devices into reasonably usable form. Any comment or notation appearing on any document, and not a part of the original text, is considered a separate document and any copy, draft, or preliminary form of any document is also considered a separate document.

(2) As used herein, the term "DOCUMENT" is intended to include within its scope each and every "ORIGINAL" (as the term is defined in California Evidence Code Section 255), and each and every "DUPLICATE" (as the term is defined in Evidence Code Section 260), of each and every "WRITING" (as the term is defined in California Evidence Code § 250) described in the requests set forth below. All such documents are meant to referred to those DOCUMENTS which are within your possession and control, or subject to your possession or control.

(3) As used herein, "ACCOUNT" shall include, but not be limited to, any bank account, saving account, certificate of deposit, share draft account, time deposit, money market account, trust accounts, Individual Retirement Account, 401K account, public assistance fund, or other financial instrument or demand deposit. Where DOCUMENTS are requested concerning such ACCOUNTS, you shall produce all records of monthly statements, cancelled checks, deposit checks and drafts, deposit records and receipts, wire transfers, wire deposits, automatic withdrawals or deposits, monthly charges, interest payments, and fees.

(4) As used herein, the "COMPLAINANTS" refers to

- (a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]
- (b) Davellin Arvizo, date of birth [REDACTED] social security number [REDACTED]
- (c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]
- (d) Star Arvizo, date of birth [REDACTED] social security number [REDACTED]
- (e) Jay Daniel Jackson, date of birth [REDACTED] social security number [REDACTED]

or any person who is their representative, agent, or acting on their behalf, including their partners, corporations, or business entities where they have a property or ownership interest. The term "COMPLAINANTS" refers to all the individuals mentioned in this paragraph individually, whether or not the names of the others persons identified in this paragraph appear or are mentioned in the DOCUMENT. The term "COMPLAINANTS" also include present and former attorneys, agents, representatives, and any other persons acting on behalf of COMPLAINANT.

(5) As used herein, the "COMPLAINT" refers to the reports, claims, or allegations made by the COMPLAINANTS regarding Mr. Michael Jackson, which are stated in the Indictment in the case of People v. Michael Jackson, SBSC Case no. 1133603.

(6) "YOU" or "YOURS" refers to the Custodian of Records of the for Government Inquiry and Response Section, Los Angeles County, Auditor Controller, and all of its agents, representatives, employees, attorneys, or any person acting on his behalf.

(7) As used herein, "PERSON" or "PERSONS" means any natural individual in any capacity whatsoever, and all entities of every description, including, but not limited to, associations, organizations (public or private), agencies, companies, partnerships, joint ventures, corporations, and trusts.

(8) As used herein, "REPRESENTATIVE" or "REPRESENTATIVES" means any person (as defined herein) who acts, has at any time acted, or has purported to act, at the request of, for the benefit of, or on behalf of another, including, but not limited to, the parents, guardians, or agents of COMPLAINANT, businesses, partnership, corporation, in which they have an interest or association as reflected in YOUR records.

(9) As used herein, the term "COMMUNICATION" is to be interpreted comprehensively, and means any instance in which information was exchanged between or among two or more persons, including any oral or written utterance, notation, or statement of any nature whatsoever, by and to whomsoever made, and all understanding or exchanges of information between or among two or more persons.

(10) As used herein, the term "CORRESPONDENCE" means any handwritten, printed, typed, or otherwise recorded communication whatsoever between or among two or more persons, and includes, without limitation, memoranda, letters, notes, telegrams, telexes, facsimile transmissions, email records, and marginal notations or comments.

B. DOCUMENTS TO BE PRODUCED:

(1) All DOCUMENTS constituting, evidencing, ~~concerning, discussing, or mentioning any requests for public assistance, requests for welfare, applications, periodic renewal requests, financial disclosures, financial statements, employment status, employment seeking activity, or other public relief requests since January 1, 1998, relating or concerning~~ COMPLAINANTS, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED] social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED] social security number [REDACTED]

(2) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning payment history, warrants, monthly statements, periodic statements, deposit reports, accountings to clients, cancelled checks (front and back), electronics funds transfers, accountings to welfare recipients, financial statements for any public assistance, account deposits, payments, family assistance, aid to families with dependent children, welfare payments, or other monetary assistance since January 1, 1998, to or on behalf of COMPLAINANTS, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED] social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED] social security number [REDACTED]

(3) All DOCUMENTS constituting, evidencing, concerning, discussing, or mentioning any deposits from supporting parent, child support payments, cancelled checks (front and back), deposit checks and drafts (front and back), deposit records and receipts, wire transfers, wire deposits, or automatic deposits since January 1, 1998, concerning or connected to COMPLAINANTS, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED] social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED] social security number [REDACTED]

(4) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning any enforcement efforts to collect reimbursements for aid to families with dependent children, welfare, public assistance, child support, or federal, state or county relief payments since January 1, 1998, concerning or relating to COMPLAINANTS, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED]

social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED]

[REDACTED] social security number [REDACTED]

(5) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning any social worker evaluation, in-home visit, investigation into eligibility, complaints of abuse or violence, determination of living conditions, or evaluation of suitability since January 1, 1998, concerning or relating to COMPLAINANTS, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED] social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED] social security number [REDACTED]

3. The above documents are material to the issues involved in the case by reason of the following facts:

A. The information sought will lead to witness, documents, and discoverable evidence that will show the claims made in the Pending Criminal Case in the Santa Barbara Superior Court are unfounded.

B. The information sought by this subpoena will disclose motives, biases, and exaggerations on behalf of and engaged in by the various persons identified in the above requests who are witnesses in this proceeding;

C. The information sought contains information regarding the background, motives, state of mind, character and reputation for veracity, and reports of COMPLAINANTS and the ~~various persons identified in the above requests who are~~ witnesses in this proceeding;

D. The requested documents and/or information contains the prior inconsistent statements, recollections, observations, and reactions of COMPLAINANTS to the events and circumstances which gave rise to the Pending Criminal Case in the Santa Barbara Superior Court;

E. The requested materials constitute evidence of a financial motive for making false and inaccurate claims in this matter;

4. Good cause exists for the production of the above described matters and things by reason of the following facts:

A. The subpoenaed party is the sole and exclusive

source of all such information, and no other person, business, or other entity has possession or control of such information.

B. The information requested by this Subpoena discloses the motive, intent, and conscious state of mind of persons making claims in the Santa Barbara Superior Court, along with persons directing, counseling and controlling the complainants in the Santa Barbara Superior Court action.

C. No other source exists for such information because such disclosures were made only in the records of the subpoenaed party, and the only person with such information is the subpoenaed party.

WHEREFORE, request is made that the Subpoena Duces Tecum issue.

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

Executed this 24th day of September, at Los Angeles, California.


R. Brian Oxman

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA BARBARA

JUL 09 2007

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

Protective Order Regarding Defendant's
Subpoenas Duces Tecum

Good cause appearing, it is hereby ordered that the clerk of the court shall permit Defendant Michael Jackson, by and through his counsel, to subpoena materials without disclosing the nature of the subpoena, the person or items sought by the subpoena, or the response to the subpoena and any materials returned therewith.

It is further ordered, without limiting the generality of the foregoing, that:

1. The clerk of the court shall segregate and keep confidential and not disclose to the People any materials pertaining to the subpoena, including returns, documents, and other materials returned in response to said subpoena.

///

///

1 2. The clerk of the court shall permit Counsel for the defendant to subpoena
2 materials to the court on days and times at which the case itself is not on calendar for
3 other purposes.

4 3. Persons or entities subpoenaed by the defendant shall not disclose directly or
5 indirectly to the People the fact that they have been subpoenaed or the nature of the
6 subpoena.

7 4. Any appearance, objection, compliance, or other communication by a party
8 subpoenaed by the defendant shall be filed under seal.

9 5. Any hearings involving the materials pertaining to the subpoena, including
10 returns, documents and other materials returned in response to the subpoena regarding
11 compliance, privacy or other issues shall be held in camera.

12 6. This order does not affect the right of any party whose records are subpoenaed
13 to assert any applicable claims of privilege.

14 7. Subject to the resolution of any issues of privilege that may be asserted, the
15 clerk of the court shall permit counsel for the defendant to inspect and copy the
16 subpoenaed materials.

17 8. A copy of this order shall be served with each subpoena to which it pertains.

18 DATED: JUL 09 2004

19 Rodney S. Melville
20 RODNEY S. MELVILLE
21 Judge of the Superior Court



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com

| | | | |
|--|--|--|---------------------------------------|
| ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): Thomas A. Mesereau, Jr. 91182 Brian Oxman 072172 1875 Century Park East, Suite 700 14126 E. Rosecrans Los Angeles, CA 90067 Santa Fe Springs, CA 90670 | | TELEPHONE NO.: (310) 284-3120 (562) 921-5058 | FOR COURT USE ONLY mifacts.com |
| ATTORNEY FOR (Name): Michael Joe Jackson | | | |
| Insert name of court, judicial district or branch court, if any, and post office and street address: Santa Barbara County Superior Court, Santa Maria Division 312 E. Cook Street (Dept. SM-2: Judge Rodney Melville) Santa Maria, CA 93454 | | | |
| Title of case: The People of the State of California v. Michael Jackson, et al. | | | |
| SUBPENA (CRIMINAL OR JUVENILE) <input checked="" type="checkbox"/> DUCES TECUM | | CASE NUMBER: 1133603 | |

THE PEOPLE OF THE STATE OF CALIFORNIA, TO (NAME):

Custodian of Records, Department of Children and Family Services, County of Los Angeles

1. YOU ARE ORDERED TO APPEAR AS A WITNESS in this action at the date, time, and place shown in the box below
UNLESS you make a special agreement with the person named in item 3:

| | | | | |
|---|-----------------|---|--------------------------------|--------------------------------|
| a. Date: November 19, 2004 | Time: 9:00 a.m. | <input checked="" type="checkbox"/> Dept.: SM-2 | <input type="checkbox"/> Div.: | <input type="checkbox"/> Room: |
| b. Address: 312 E. Cook Street, Dept. SM-2 (Judge Rodney Melville) Santa Maria, CA 93454 | | | | |

2. AND YOU ARE

- a. ☐ ordered to appear in person.
- b. ☒ not required to appear in person if you produce the records described in the accompanying affidavit and a completed declaration of custodian of records in compliance with Evidence Code sections 1560, 1561, 1562, and 1271. (1) Place a copy of the records in an envelope (or other wrapper). Enclose your original declaration with the records. Seal them. (2) Attach a copy of this subpoena to the envelope or write on the envelope the case name and number, your name and date, time, and place from item 1 (the box above). (3) Place this first envelope in an outer envelope, seal it, and mail it to the clerk of the court at the address in item 1. (4) Mail a copy of your declaration to the attorney or party shown at the top of this form.
- c. ☐ ordered to appear in person and to produce the records described in the accompanying affidavit. The personal attendance of the custodian or other qualified witness and the production of the original records is required by this subpoena. The procedure authorized by subdivision (b) of section 1560, and sections 1561 and 1562, of the Evidence Code will not be deemed sufficient compliance with this subpoena.
- d. ☐ ordered to make the original business records described in the accompanying affidavit available for inspection at your business address by the attorney's representative and to permit copying at your business address under reasonable normal business hours, conditions during normal business hours.

3. IF YOU HAVE ANY QUESTIONS ABOUT THE TIME OR DATE FOR YOU TO APPEAR, OR IF YOU WANT TO BE CERTAIN THAT YOUR PRESENCE IS REQUIRED, CONTACT THE FOLLOWING PERSON BEFORE THE DATE ON WHICH YOU ARE TO APPEAR:

a. Name: Brian Oxman

b. Telephone number: (562) 921-5058

4. WITNESS FEES: You may be entitled to witness fees, mileage, or both, in the discretion of the court. Contact the person named in item 3 AFTER your appearance.

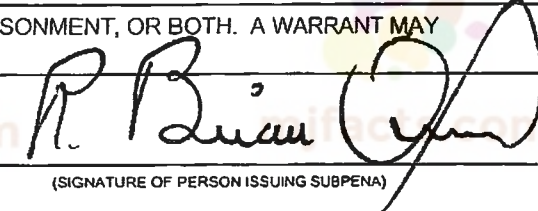
| | |
|---|---|
| DISOBEDIENCE OF THIS SUBPENA MAY BE PUNISHED BY A FINE, IMPRISONMENT, OR BOTH. A WARRANT MAY ISSUE FOR YOUR ARREST IF YOU FAIL TO APPEAR. | |
| FOR COURT USE ONLY | Date: October 28, 2004 |
| |  (SIGNATURE OF PERSON ISSUING SUBPENA) |
| | R. Brian Oxman (TYPE OR PRINT NAME) |
| | Attorney for Michael J. Jackson (TITLE) |
| (See reverse for proof of service) | |

EXHIBIT "D"

ATTACHMENT TO ITEM 2(b)

Subpoena to Custodian of Records, Department of Children and
Family Services, County of Los Angeles
October 28, 2004

(1) All DOCUMENTS constituting, evidencing, concerning, discussing, or mentioning any complaint, child abuse report, mandatory health professional report, law enforcement referral, victim statement, investigation report, witness interview, social worker evaluation, in-home visit, communications to witnesses, communication to your agency, inter-office memos or communications, case findings or determinations, and records of all kinds relating to or concerning COMPLAINANTS, or any of their REPRESENTATIVES, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]


(d) Star Arvizo, date of birth [REDACTED] social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED] social security number [REDACTED]

(2) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning any complaint, child abuse report, mandatory health professional report, law enforcement referral, victim statement, investigation report, witness interview, social worker evaluation, in-home visit, communications to witnesses, communications to your agency, inter-office memos or communications, case findings or determinations, and records of all kinds concerning or relating to Michael Joe Jackson.

(3) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning any correspondence, communication, discussion with you, or any of your REPRESENTATIVES, regarding Michael Joe Jackson, from any of the following:











- a. Gloria Rachel Allred, State Bar Number 65033;.
- b. Larry Robert Feldman, State Bar Number 45126;
- c. Carol Lieberman, M.D.;
- d. William Dickerman, State Bar Number 76237;
- e. Jamie Masada;
- f. Office of the District Attorney, County of Santa Barbara;
- g. Office of the Sheriff, County of Santa Barbara;
- h. Office of the District Attorney, County of Los



Angeles;

- i. Los Angeles Police Department;
- j. Any federal, state, local, or government agency;
- k. Any personnel from the office of any of the above-named persons or entities, or any of their REPRESENTATIVES.

(4) Any and all documents constituting, evidencing, concerning, discussing or mentioning, either directly or indirectly, the case of People of the State of California v. Michael Jackson, Santa Barbara County Superior court Case No. 1133603.



Collins, Mesereau, Reddock & Yu, LLP
1875 Century Park East, 7th Floor
Los Angeles, CA 90067
(310) 284-3120

Brian Oxman 072172
14126 E. Rosecrans Blvd.
Santa Fe Springs, CA 90670
(562) 921-5058

Attorneys for defendant,
Mr. Michael Jackson

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA BARBARA

PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

vs

MICHAEL JACKSON,

Defendant.

Case No. 1133603

DECLARATION AND
APPLICATION
FOR SUBPOENA DUCES TECUM

STATE OF CALIFORNIA, COUNTY OF SANTA BARBARA

1. The undersigned states: That he is the attorney of record for defendant, Michael Jackson, in the above-entitled action and that this cause has been duly set for hearing on November 19, 2004, at 8:30 a.m. in Department SM-2 of the Santa Barbara Superior Court, located at 312 East Cook Street, Santa Maria, California 93454.

2. Witness the Custodian of Department of Child and Family Services, County of Los Angeles, State of California, has in his possession or control the following documents, objects, or other tangible things:

A. INSTRUCTIONS AND DEFINITIONS:

(1) As used herein, the term "DOCUMENT" or "DOCUMENTS" means any handwritten, recorded, typed, printed, pictorial, or graphic matter whatsoever, however produced or reproduced, and including without limitation, all "WRITINGS" as defined in California Evidence Code § 250. The term "DOCUMENT" or "DOCUMENTS" also includes any data compilation of any sort, whether stored magnetically, electronically, or otherwise, from which information can be obtained, translated, or, if necessary,

through detection devices into reasonably usable form. Any comment or notation appearing on any document, and not a part of the original text, is considered a separate document and any copy, draft, or preliminary form of any document is also considered a separate document.

(2) As used herein, the term "DOCUMENT" is intended to include within its scope each and every "ORIGINAL" (as the term is defined in California Evidence Code Section 255), and each and every "DUPLICATE" (as the term is defined in Evidence Code Section 260), of each and every "WRITING" (as the term is defined in California Evidence Code § 250) described in the requests set forth below. All such documents are meant to referred to those DOCUMENTS which are within your possession and control, or subject to your possession or control.

(3) As used herein, "ACCOUNT" shall include, but not be limited to, any bank account, saving account, certificate of deposit, share draft account, time deposit, money market account, trust accounts, Individual Retirement Account, 401K account, public assistance fund, or other financial instrument or demand deposit. Where DOCUMENTS are requested concerning such ACCOUNTS, you shall produce all records of monthly statements, cancelled checks, deposit checks and drafts, deposit records and receipts, wire transfers, wire deposits, automatic withdrawals or deposits, monthly charges, interest payments, and fees.

(4) As used herein, the "COMPLAINANTS" refers to

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED] social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED] social security number [REDACTED]

or any person who is their representative, agent, or acting on their behalf, including their partners, corporations, or business entities where they have a property or ownership interest. The term "COMPLAINANTS" refers to all the individuals mentioned in this paragraph individually, whether or not the names of the others persons identified in this paragraph appear or are mentioned in the DOCUMENT. The term "COMPLAINANTS" also include present and former attorneys, agents, representatives, and any other persons acting on behalf of COMPLAINANT.

(5) As used herein, the "COMPLAINT" refers to the reports, claims, or allegations made by the COMPLAINANTS regarding Mr. Michael Jackson, which are stated in the Indictment in the case of People v. Michael Jackson, SBSC Case No. 1133603.

(6) "YOU" or "YOURS" refers to the Custodian of Records of the for Department of Children and Family Services, County of Los Angeles, and all of its agents, representatives, employees, attorneys, or any person acting on his behalf.

(7) As used herein, "PERSON" or "PERSONS" means any natural individual in any capacity whatsoever, and all entities of every description, including, but not limited to, associations, organizations (public or private), agencies, companies, partnerships, joint ventures, corporations, and trusts.

(8) As used herein, "REPRESENTATIVE" or "REPRESENTATIVES" means any person (as defined herein) who acts, has at any time acted, or has purported to act, at the request of, for the benefit of, or on behalf of another, including, but not limited to, the parents, guardians, or agents of COMPLAINANT, businesses, partnership, corporation, in which they have an interest or association as reflected in YOUR records.

(9) As used herein, the term "COMMUNICATION" is to be interpreted comprehensively, and means any instance in which information was exchanged between or among two or more persons, including any oral or written utterance, notation, or statement of any nature whatsoever, by and to whomsoever made, and all understanding or exchanges of information between or among two or more persons.

(10) As used herein, the term "CORRESPONDENCE" means any handwritten, printed, typed, or otherwise recorded communication whatsoever between or among two or more persons, and includes, without limitation, memoranda, letters, notes, telegrams, telexes, facsimile transmissions, email records, and marginal notations or comments.

B. DOCUMENTS TO BE PRODUCED:

(1) All DOCUMENTS constituting, evidencing, ~~concerning, discussing, or mentioning any complaint, child abuse report, mandatory health professional report, law enforcement referral, victim statement, investigation report, witness interview, social worker evaluation, in-home visit, communications to witnesses, communication to your agency, inter-office memos or communications, case findings or determinations, and records of all kinds relating to or concerning COMPLAINANTS, or any of their REPRESENTATIVES, who are:~~

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED] social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED]
[REDACTED] social security number [REDACTED]

(2) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning any complaint, child abuse report, mandatory health professional report, law enforcement referral, victim statement, investigation report, witness interview, social worker evaluation, in-home visit, communications to witnesses, communications to your agency, inter-office memos or communications, case findings or determinations, and records of all kinds concerning or relating to Michael Joe Jackson.

(3) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning any correspondence, communication, discussion with you, or any of your REPRESENTATIVES, regarding Michael Joe Jackson, from any of the following:

- a. Gloria Rachel Allred, State Bar Number 65033;.
- b. Larry Robert Feldman, State Bar Number 45126;
- c. Carol Lieberman, M.D.;
- d. William Dickerman, State Bar Number 76237;
- e. Jamie Masada;
- f. Office of the District Attorney, County of Santa Barbara;
- g. Office of the Sheriff, County of Santa Barbara;
- h. Office of the District Attorney, County of Los Angeles;
- i. Los Angeles Police Department;
- j. Any federal, state, local, or government agency;
- k. Any personnel from the office of any of the above-named persons or entities, or any of their REPRESENTATIVES.

(4) Any and all documents constituting, evidencing, concerning, discussing or mentioning, either directly or indirectly, the case of People of the State of ~~California v. Michael Jackson, Santa Barbara County Superior~~ court Case No. 1133603.

3. The above documents are material to the issues involved in the case by reason of the following facts:

A. The information sought will lead to witness, documents, and discoverable evidence that will show the claims made in the Pending Criminal Case in the Santa Barbara Superior Court are unfounded.

B. The information sought by this subpoena will disclose motives, biases, and exaggerations on behalf of and engaged in by the various persons identified in the above requests who are witnesses in this proceeding;

C. The information sought contains information regarding the background, motives, state of mind, character and reputation for veracity, and reports of COMPLAINANTS and the various persons identified in the above-requests who are witnesses in this proceeding;

D. The requested documents and/or information contains the prior inconsistent statements, recollections, observations, and reactions of COMPLAINANTS to the events and circumstances which gave rise to the Pending Criminal Case in the Santa Barbara Superior Court;

E. The requested materials constitute evidence of a financial motive for making false and inaccurate claims in this matter;

4. Good cause exists for the production of the above described matters and things by reason of the following facts:

A. The subpoenaed party is the sole and exclusive source of all such information, and no other person, business, or other entity has possession or control of such information.

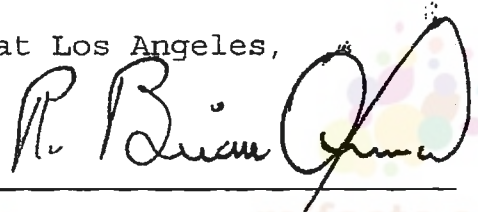
B. The information requested by this Subpoena discloses the motive, intent, and conscious state of mind of persons making claims in the Santa Barbara Superior Court, along with persons directing, counseling and controlling the complainants in the Santa Barbara Superior Court action.

C. No other source exists for such information because such disclosures were made only in the records of the subpoenaed party, and the only person with such information is the subpoenaed party.

WHEREFORE, request is made that the Subpoena Duces Tecum issue.

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

Executed this 28th day of October, at Los Angeles, California.



R. Brian Oxman

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA BARBARA

JUL 09 2021

GARY M. BLAIR, Executive Officer

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

Protective Order Regarding Defendant's
Subpoenas Duces Tecum

Good cause appearing, it is hereby ordered that the clerk of the court shall permit Defendant Michael Jackson, by and through his counsel, to subpoena materials without disclosing the nature of the subpoena, the person or items sought by the subpoena, or the response to the subpoena and any materials returned therewith.

It is further ordered, without limiting the generality of the foregoing, that:

1. The clerk of the court shall segregate and keep confidential and not disclose to the People any materials pertaining to the subpoena, including returns, documents, and other materials returned in response to said subpoena.

///

///

1 2. The clerk of the court shall permit Counsel for the defendant to subpoena
2 materials to the court on days and times at which the case itself is not on calendar for
3 other purposes.

4
5 3. Persons or entities subpoenaed by the defendant shall not disclose directly or
6 indirectly to the People the fact that they have been subpoenaed or the nature of the
7 subpoena.

8 4. Any appearance, objection, compliance, or other communication by a party
9 subpoenaed by the defendant shall be filed under seal.

10 5. Any hearings involving the materials pertaining to the subpoena, including
11 returns, documents and other materials returned in response to the subpoena regarding
12 compliance, privacy or other issues shall be held in camera.

13
14 6. This order does not affect the right of any party whose records are subpoenaed
15 to assert any applicable claims of privilege.

16 7. Subject to the resolution of any issues of privilege that may be asserted, the
17 clerk of the court shall permit counsel for the defendant to inspect and copy the
18 subpoenaed materials.

19
20 8. A copy of this order shall be served with each subpoena to which it pertains.

21 DATED: JUL 09 2004

22 Rodney S. Melville
23 RODNEY S. MELVILLE
24 Judge of the Superior Court



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com

ATTACHMENT TO ITEM 2(b)

Subpoena to Custodian of Records, Department of Child Protective
Services, County of Santa Barbara
October 28, 2004

(1) All DOCUMENTS constituting, evidencing, concerning, discussing, or mentioning any complaint, child abuse report, mandatory health professional report, law enforcement referral, victim statement, investigation report, witness interview, social worker evaluation, in-home visit, communications to witnesses, communication to your agency, inter-office memos or communications, case findings or determinations, and records of all kinds relating to or concerning COMPLAINANTS, or any of their REPRESENTATIVES, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]




(d) Star Arvizo, date of birth [REDACTED] social security number [REDACTED]

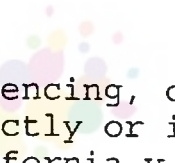
(e) Jay Daniel Jackson, date of birth [REDACTED] social security number [REDACTED]

(2) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning any complaint, child abuse report, mandatory health professional report, law enforcement referral, victim statement, investigation report, witness interview, social worker evaluation, in-home visit, communications to witnesses, communications to your agency, inter-office memos or communications, case findings or determinations, and records of all kinds concerning or relating to Michael Joe Jackson.

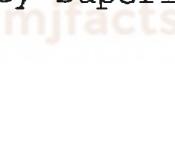

(3) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning any correspondence, communication, discussion with you, or any of your REPRESENTATIVES, regarding Michael Joe Jackson, from any of the following:

- a. Gloria Rachel Allred, State Bar Number 65033;.
- b. Larry Robert Feldman, State Bar Number 45126;
- c. Carol Lieberman, M.D.;

- 
- 
- 
- d. William Dickerman, State Bar Number 76237;
 - e. Jamie Masada;
 - f. Office of the District Attorney, County of Santa Barbara;
 - g. Office of the Sheriff, County of Santa Barbara;
 - h. Office of the District Attorney, County of Los Angeles;
 - i. Los Angeles Police Department;
 - j. Any federal, state, local, or government agency;
 - k. Any personnel from the office of any of the above-named persons or entities, or any of their REPRESENTATIVES.



(4) Any and all documents constituting, evidencing, concerning, discussing or mentioning, either directly or indirectly, the case of People of the State of California v. Michael Jackson, Santa Barbara County Superior court Case No. 1133603.



Collins, Mesereau, Reddock & Yu, LLP
1375 Century Park East, 7th Floor
Los Angeles, CA 90067
(310) 284-3120

Brian Oxman 072172
14126 E. Rosecrans Blvd.
Santa Fe Springs, CA 90670
(562) 921-5058

Attorneys for defendant,
Mr. Michael Jackson

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA BARBARA

PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

vs

MICHAEL JACKSON,

Defendant.

Case No. 1133603

DECLARATION AND
APPLICATION
FOR SUBPOENA DUCES TECUM

STATE OF CALIFORNIA, COUNTY OF SANTA BARBARA

1. The undersigned states: That he is the attorney of record for defendant, Michael Jackson, in the above-entitled action and that this cause has been duly set for hearing on November 19, 2004, at 8:30 a.m. in Department SM-2 of the Santa Barbara Superior Court, located at 312 East Cook Street, Santa Maria, California 93454.

2. Witness the Custodian of Department of Child Protective Services, County of Santa Barbara, State of California, has in his possession or control the following documents, objects, or other tangible things:

A. INSTRUCTIONS AND DEFINITIONS:

(1) As used herein, the term "DOCUMENT" or "DOCUMENTS" means any handwritten, recorded, typed, printed, pictorial, or graphic matter whatsoever, however produced or reproduced, and including without limitation, all "WRITINGS" as defined in California Evidence Code § 250. The term "DOCUMENT" or "DOCUMENTS" also includes any data compilation of any sort, whether stored magnetically, electronically, or otherwise, from which information can be obtained, translated, or, if necessary,

through detection devices into reasonably usable form. Any comment or notation appearing on any document, and not a part of the original text, is considered a separate document and any copy, draft, or preliminary form of any document is also considered a separate document.

(2) As used herein, the term "DOCUMENT" is intended to include within its scope each and every "ORIGINAL" (as the term is defined in California Evidence Code Section 255), and each and every "DUPLICATE" (as the term is defined in Evidence Code Section 260), of each and every "WRITING" (as the term is defined in California Evidence Code § 250) described in the requests set forth below. All such documents are meant to referred to those DOCUMENTS which are within your possession and control, or subject to your possession or control.

(3) As used herein, "ACCOUNT" shall include, but not be limited to, any bank account, saving account, certificate of deposit, share draft account, time deposit, money market account, trust accounts, Individual Retirement Account, 401K account, public assistance fund, or other financial instrument or demand deposit. Where DOCUMENTS are requested concerning such ACCOUNTS, you shall produce all records of monthly statements, cancelled checks, deposit checks and drafts, deposit records and receipts, wire transfers, wire deposits, automatic withdrawals or deposits, monthly charges, interest payments, and fees.

(4) As used herein, the "COMPLAINANTS" refers to

- (a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]
- (b) Davellin Arvizo, date of birth [REDACTED], social security number [REDACTED]
- (c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]
- (d) Star Arvizo, date of birth [REDACTED] social security number [REDACTED]
- (e) Jay Daniel Jackson, date of birth [REDACTED] social security number [REDACTED]

or any person who is their representative, agent, or acting on their behalf, including their partners, corporations, or business entities where they have a property or ownership interest. The term "COMPLAINANTS" refers to all the individuals mentioned in this paragraph individually, whether or not the names of the others persons identified in this paragraph appear or are mentioned in the DOCUMENT. The term "COMPLAINANTS" also include present and former attorneys, agents, representatives, and any other persons acting on behalf of COMPLAINANT.

(5) As used herein, the "COMPLAINT" refers to the reports, claims, or allegations made by the COMPLAINANTS regarding Mr. Michael Jackson, which are stated in the Indictment in the case of People v. Michael Jackson, SBSC Case No. 1133603.

(6) "YOU" or "YOURS" refers to the Custodian of Records of the for Department of Child Protective Services, County of Santa Barbara, and all of its agents, representatives, employees, attorneys, or any person acting on his behalf.

(7) As used herein, "PERSON" or "PERSONS" means any natural individual in any capacity whatsoever, and all entities of every description, including, but not limited to, associations, organizations (public or private), agencies, companies, partnerships, joint ventures, corporations, and trusts.

(8) As used herein, "REPRESENTATIVE" or "REPRESENTATIVES" means any person (as defined herein) who acts, has at any time acted, or has purported to act, at the request of, for the benefit of, or on behalf of another, including, but not limited to, the parents, guardians, or agents of COMPLAINANT, businesses, partnership, corporation, in which they have an interest or association as reflected in YOUR records.

(9) As used herein, the term "COMMUNICATION" is to be interpreted comprehensively, and means any instance in which information was exchanged between or among two or more persons, including any oral or written utterance, notation, or statement of any nature whatsoever, by and to whomsoever made, and all understanding or exchanges of information between or among two or more persons.

(10) As used herein, the term "CORRESPONDENCE" means any handwritten, printed, typed, or otherwise recorded communication whatsoever between or among two or more persons, and includes, without limitation, memoranda, letters, notes, telegrams, telexes, facsimile transmissions, email records, and marginal notations or comments.

B. DOCUMENTS TO BE PRODUCED:

(1) All DOCUMENTS constituting, evidencing, ~~concerning, discussing, or mentioning any complaint, child abuse~~ report, mandatory health professional report, law enforcement referral, victim statement, investigation report, witness interview, social worker evaluation, in-home visit, communications to witnesses, communication to your agency, inter-office memos or communications, case findings or determinations, and records of all kinds relating to or concerning COMPLAINANTS, or any of their REPRESENTATIVES, who are:

(a) Janet Arvizo, aka Janet Ventura or Janet Jackson, date of birth [REDACTED] social security number [REDACTED]

(b) Davellin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(c) Gavin Arvizo, date of birth [REDACTED] social security number [REDACTED]

(d) Star Arvizo, date of birth [REDACTED] social security number [REDACTED]

(e) Jay Daniel Jackson, date of birth [REDACTED]
[REDACTED] social security number [REDACTED]

(2) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning any complaint, child abuse report, mandatory health professional report, law enforcement referral, victim statement, investigation report, witness interview, social worker evaluation, in-home visit, communications to witnesses, communications to your agency, inter-office memos or communications, case findings or determinations, and records of all kinds concerning or relating to Michael Joe Jackson.

(3) All DOCUMENTS constituting, evidencing, concerning, discussing or mentioning any correspondence, communication, discussion with you, or any of your REPRESENTATIVES, regarding Michael Joe Jackson, from any of the following:

- a. Gloria Rachel Allred, State Bar Number 65033;.
- b. Larry Robert Feldman, State Bar Number 45126;
- c. Carol Lieberman, M.D.;
- d. William Dickerman, State Bar Number 76237;
- e. Jamie Masada;
- f. Office of the District Attorney, County of Santa Barbara;
- g. Office of the Sheriff, County of Santa Barbara;
- h. Office of the District Attorney, County of Los Angeles;
- i. Los Angeles Police Department;
- j. Any federal, state, local, or government agency;
- k. Any personnel from the office of any of the above-named persons or entities, or any of their REPRESENTATIVES.

(4) Any and all documents constituting, evidencing, concerning, discussing or mentioning, either directly or indirectly, the case of ~~People of the State of California v. Michael Jackson, Santa Barbara County Superior~~ court Case No. 1133603.

3. The above documents are material to the issues involved in the case by reason of the following facts:

A. The information sought will lead to witness, documents, and discoverable evidence that will show the claims made in the Pending Criminal Case in the Santa Barbara Superior Court are unfounded.

B. The information sought by this subpoena will disclose motives, biases, and exaggerations on behalf of and engaged in by the various persons identified in the above requests who are witnesses in this proceeding;

C. The information sought contains information regarding the background, motives, state of mind, character and reputation for veracity, and reports of COMPLAINANTS and the various persons identified in the above-requests who are witnesses in this proceeding;

D. The requested documents and/or information contains the prior inconsistent statements, recollections, observations, and reactions of COMPLAINANTS to the events and circumstances which gave rise to the Pending Criminal Case in the Santa Barbara Superior Court;

E. The requested materials constitute evidence of a financial motive for making false and inaccurate claims in this matter;

4. Good cause exists for the production of the above described matters and things by reason of the following facts:

A. The subpoenaed party is the sole and exclusive source of all such information, and no other person, business, or other entity has possession or control of such information.

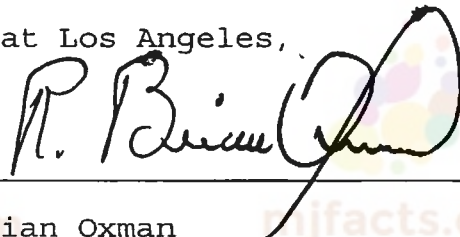
B. The information requested by this Subpoena discloses the motive, intent, and conscious state of mind of persons making claims in the Santa Barbara Superior Court, along with persons directing, counseling and controlling the complainants in the Santa Barbara Superior Court action.

C. No other source exists for such information because such disclosures were made only in the records of the subpoenaed party, and the only person with such information is the subpoenaed party.

WHEREFORE, request is made that the Subpoena Duces Tecum issue.

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

Executed this 28th day of October, at Los Angeles, California.



R. Brian Oxman

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA BARBARA

JUL 09 2011

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

Protective Order Regarding Defendant's
Subpoenas Duces Tecum

Good cause appearing, it is hereby ordered that the clerk of the court shall permit Defendant Michael Jackson, by and through his counsel, to subpoena materials without disclosing the nature of the subpoena, the person or items sought by the subpoena, or the response to the subpoena and any materials returned therewith.

It is further ordered, without limiting the generality of the foregoing, that:

1. The clerk of the court shall segregate and keep confidential and not disclose to the People any materials pertaining to the subpoena, including returns, documents, and other materials returned in response to said subpoena.

///

///

1 2. The clerk of the court shall permit Counsel for the defendant to subpoena
2 materials to the court on days and times at which the case itself is not on calendar for
3 other purposes.

4 3. Persons or entities subpoenaed by the defendant shall not disclose directly or
5 indirectly to the People the fact that they have been subpoenaed or the nature of the
6 subpoena.
7

8 4. Any appearance, objection, compliance, or other communication by a party
9 subpoenaed by the defendant shall be filed under seal.

10 5. Any hearings involving the materials pertaining to the subpoena, including
11 returns, documents and other materials returned in response to the subpoena regarding
12 compliance, privacy or other issues shall be held in camera.
13

14 6. This order does not affect the right of any party whose records are subpoenaed
15 to assert any applicable claims of privilege.

16 7. Subject to the resolution of any issues of privilege that may be asserted, the
17 clerk of the court shall permit counsel for the defendant to inspect and copy the
18 subpoenaed materials.
19

20 8. A copy of this order shall be served with each subpoena to which it pertains.

21 DATED: JUL 09 2004

22 Rodney S. Melville
23 RODNEY S. MELVILLE
24 Judge of the Superior Court
25
26
27
28



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



mjfacts.com



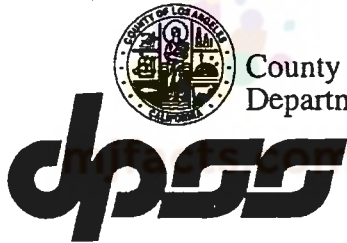
mjfacts.com



mjfacts.com



mjfacts.com



County of Los Angeles
Department of Public Social Services

Bryce Yokomizo
Director

September 30, 2004

LAW OFFICES OF OXMAN & JAROSCAK
14126 EAST ROSECRANS BLVD.
SANTA FE SPRINGS, CALIFORNIA 90670
ATTN: R. BRIAN OXMAN

RE: SUBPOENA DUCES TECUM
MICHAEL JACKSON
CASE NO. 1133603

This is to confirm our receipt of the Subpoena Duces Tecum requesting any and all documents pertaining to Janet Arvizo aka Janet Ventura aka Janet Jackson, Davellin Arvizo, Gavin Arvizo, Star Arvizo and Jay Daniel Jackson whom you believe, may have received public assistance through this Department.

For your information, Welfare and Institutions Codes 10850, 10850.2 and 17006 prohibit the release of any welfare case information which may exist, except by the participant's expressed authorization or by order of the court. Additionally, the authorization would permit only the release of information which the participant either supplied to, or received from this Department. Such information is generally limited to applications for assistance and similar documents signed by the participant, including Notices of Action sent by this Department.

If a court appearance is necessary, we must assess witness fees at the rate of \$35 per diem, and mileage computed at \$.34 cents per mile, round trip.

If you have any further questions regarding this matter, you may contact William Walters at (562) 908-6099.

Very truly yours,

Pamela Collins, Director
Government Inquiry And Response Section

By William Walters
William Walters, Custodian of Records

PC:ww

EXHIBIT G

1 OFFICE OF THE COUNTY COUNSEL
2 LAWRENCE B. LAUNER, Assistant County Counsel
3 THOMAS M. TYRRELL, Principal Deputy County Counsel
4 STATE BAR NO.: 72985
5 648 Kenneth Hahn Hall of Administration
6 500 West Temple Street
7 Los Angeles, California 90012-2713
8 Telephone: (213) 974-1881
9 Facsimile: (213) 626-2105

10 Attorneys for J. Tyler McCauley, Auditor-
11 Controller, County of Los Angeles

12 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
13 **FOR THE COUNTY OF SANTA BARBARA, SANTA MARIA DIVISION**

14 People of the State of California,
15 Plaintiff,

16 v.

17 Michael Jackson,
18 Defendant.

CASE NO. 1133603

**OBJECTIONS OF LOS ANGELES
COUNTY AUDITOR-CONTROLLER IN
RESPONSE TO SUBPOENA DUCES
TECUM**

Assigned to the Hon. Rodney Melville, Dept.
SM-2

DATE: 10/11/2004
TIME: 9:00 a.m.

19 In response to Defendant's subpoena duces tecum, a true copy of which is attached, the Custodian of
20 Records for Los Angeles County Auditor-Controller submits the following Objections:

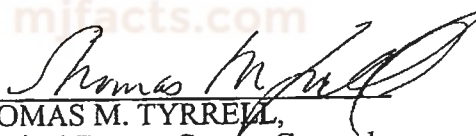
- 21 1. Objection to the "INSTRUCTIONS AND DEFINITIONS" which precede the listing of
22 categories of documents sought in their entirety on the grounds the instructions and definitions
23 are ambiguous and overbroad;
- 24 2. Objection to each and every document, if any, within the possession and control of responding
25 party, described in categories 1 through 4 on the grounds of the privilege to refuse to disclose
26 official information, Evidence Code, section 1040 (b), in support of which Custodian of
27 Records cites Welfare & Institutions Code sections 10850, 10850.2 and 17006; 42 USC
28 section 602; 45 CFR 205.50; Family Code section 17212 and 42 USC section 654 (26). The

1 records as described cannot be released by responding party in response to a subpoena duces
2 tecum, but only, if at all, in response to appropriate court order(s) authorizing and requiring
3 their release.
4
5

6 DATED: October 7, 2004

Respectfully submitted,

OFFICE OF THE COUNTY COUNSEL

By 
THOMAS M. TYRRELL,
Principal Deputy County Counsel

Attorneys for J. Tyler McCauley, Auditor-Controller,
County of Los Angeles

DECLARATION OF SERVICE

Case No. 1133603

STATE OF CALIFORNIA, County of Los Angeles:

Martha A. Velasquez states: I am employed in the County of Los Angeles, State of California, over the age of eighteen years and not a party to the within action. My business address is 648 Kenneth Hahn Hall of Administration, 500 West Temple Street, Los Angeles, California 90012-2713.

That on October 8, 2004, I served the attached

**Objections of Los Angeles County Auditor-Controller in Response to Subpoena
Ducum Tecum**

upon Interested Party(ies) by placing ☐ the original ☐ a true copy thereof enclosed in a sealed envelope addressed ☒ as follows ☐ as stated on the attached mailing list:

Brian Oxman
14126 East Rosecrans
Santa Fe Springs, CA 90670

Thomas A. Mesereau, Jr.
1875 Century Pk. E., Suite 700
Los Angeles, CA 90067

- ☒ (BY MAIL) by sealing and placing the envelope for collection and mailing on the date and at the place shown above following our ordinary business practices. I am readily familiar with this office's practice of collection and processing correspondence for mailing. Under that practice the correspondence would be deposited with the United States Postal Service that same day with postage thereon fully prepaid.
- ☐ (BY EXPRESS MAIL) by sealing and depositing the document(s) listed above in a post office, mailbox, sub-post office, substation, or mail chute, or other like facility regularly maintained by the United States Postal Service for receipt of Express Mail or by sealing and depositing the document(s) in a box or other facility regularly maintained by an express service carrier with delivery fees prepaid or provided for.
- ☐ (BY FACSIMILE) I caused such document to be delivered from the facsimile machine at telephone number _____ on [date] _____ at _____ a.m. / p.m. to the facsimile machine at telephone number _____. The transmission was reported as complete and without error. A copy of the transmission report was properly issued by the transmitting facsimile machine and is attached hereto.
- ☐ (BY PERSONAL SERVICE) I delivered such envelope by hand to the offices of the addressee.
- ☐ (STATE) I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
- ☐ (FEDERAL) I declare that I am employed in the offices of a member of this court at whose direction the service was made.

Executed on October 8, 2004, at Los Angeles, California.

Martha A. Velasquez

Type or Print Name of Declarant

and, for personal service by a Messenger Service,
include the name of the Messenger Service


Signature