

NOV 01 2004

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

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SANTA BARBARA
SANTA MARIA DIVISION

THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

MICHAEL JOE JACKSON,

Defendant.

No. 1133603

~~PROPOSED~~
ORDER DIRECTING THAT
PLAINTIFF'S MEMORANDUM
RE: DEFENDANT'S *SANCHEZ*
OBLIGATION TO LODGE
CERTAIN TAPES WITH COURT
BE MAINTAINED UNDER
CONDITIONAL SEAL PENDING
FURTHER ORDER OF COURT

It appearing from the Declaration of Gerald McC. Franklin and from the Plaintiff's Memorandum Regarding Defendant's Obligation. Pursuant to *People v. Sanchez* To Lodge Certain Tapes With Court that information that hitherto has been sealed is set forth in the Memorandum, disclosure of which may prejudice the right of the parties to a fair trial and the name of a certain potential witness, the Court orders as follows:

1. Plaintiff's Memorandum Regarding Defendant's Obligation, Pursuant to *People v. Sanchez* To Lodge Certain Tapes With Court, Etc. is conditionally sealed;
2. The motion to maintain that document under conditional seal until further order of court shall be heard on November 4, 2004, at 8:30 a.m.;
3. The Court will consider the moving party's suggested redacted version of Plaintiff's Memorandum Regarding Defendant's Obligation, Pursuant to *People v. Sanchez* To

1 Lodge Certain Tapes With Court and may, between the date of this Order and November 4,
2 2004, release a redacted version of the Memorandum.

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4 DATED: November 1, 2004


RODNEY S. MELVILLE
Judge of the Superior Court

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

STATE OF CALIFORNIA, COUNTY OF SANTA BARBARA:

I am a citizen of the United States of America and a resident of the county aforesaid. I am employed by the County of Santa Barbara, State of California. I am over the age of 18 and not a party to the within action. My business address is 312-H East Cook Street, Santa Maria, California.

On NOVEMBER 2, 20 04, I served a copy of the attached ORDER DIRECTING THAT PLAINTIFF'S MEMORANDUM RE DEFENDANT'S SANCHEZ OBLIGATION TO LODGE CERTAIN TAPES WITH COURT BE MAINTAINED UNDER CONDITIONAL SEAL PENDING FURTHER ORDER OF COURT addressed as follows:

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

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

X FAX

By faxing true copies thereof to the receiving fax numbers of: (805) 568-2398 (District Attorney's Office); (310) 861-1007 (Thomas Mesereau, Jr.). Said transmission was reported complete and without error. Pursuant to California Rules of Court 2005(i), a transmission report was properly issued by the transmitting facsimile machine and is attached hereto.

 MAIL

By placing true copies thereof enclosed in a sealed envelope with postage fully prepaid, in the United States Postal Service mail box in the City of Santa Maria, County of Santa Barbara, addressed as above. That there is delivery service by the United States Postal Service at the place so addressed or that there is a regular communication by mail between the place of mailing and the place so addressed.


 PERSONAL SERVICE

By leaving a true copy thereof at their office with the person having charge thereof or by hand delivery to the above mentioned parties.

 EXPRESS MAIL

By depositing such envelope in a post office, mailbox, sub-post office, substation, mail chute, or other like facility regularly maintained by the United States Postal Service for receipt of Express Mail, in a sealed envelope, with express mail postage paid.

I certify under penalty of perjury that the foregoing is true and correct. Executed this 2ND day of NOVEMBER, 20 04, at Santa Maria, California.


CARRIE L. WAGNER