

1 THOMAS W. SNEDDON, JR., DISTRICT ATTORNEY
County of Santa Barbara
2 By: RONALD J. ZONEN (State Bar No. 85094)
Senior Deputy District Attorney
3 GORDON AUCHINCLOSS (State Bar No. 150251)
Senior Deputy District Attorney
4 GERALD McC. FRANKLIN (State Bar No. 40171)
Senior Deputy District Attorney
5 1112 Santa Barbara Street
Santa Barbara, CA 93101
6 Telephone: (805) 568-2300
FAX: (805) 568-2398
7

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA BARBARA

NOV 30 2004

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

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

11
12 THE PEOPLE OF THE STATE OF CALIFORNIA,

13 Plaintiff,

14 v.

15
16 MICHAEL JOE JACKSON,

17 Defendant.

~~PROPOSED~~ REDACTED

No. 1133603

PLAINTIFF'S PROPOSED
PROTOCOL FOR EXPERTS'
EXAMINATION OF EnCase
COMPUTER HARDDRIVES

~~FILED UNDER SEAL~~

18
19 Plaintiff respectfully submits its Proposed Protocol for Experts' Examination of
20 EnCase Computer Harddrives.

21 DATED: November 29, 2004

22 Respectfully submitted,

23 THOMAS W. SNEDDON, JR.
District Attorney

24
25 By: GS
26 Gerald McC. Franklin, Senior Deputy
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28

Bradley Miller computers

Types of files (allocated, or erased and recoverable to be extracted from [REDACTED] computer hard drive evidence and provided to the Special Master for review. ** For reference, example file extensions are included with each file type. The listed file extensions are not meant to be an exhaustive list of the extensions to be searched for. We would like the examiner to include all file extensions recognized by EnCase, which relate to the given type of file.

1. Text files (.txt, .rtf)

[REDACTED] (These file types may contain writings, which discuss [REDACTED])

2. Document files (.doc, .wpd, .ppt, pdf, .xls)

a. Same as #1

3. Picture files (.jpg, .bmp, .tiff, .psd)

a. May visually document [REDACTED]

b. Picture files may also be used to identify individuals with places and time
i. Some picture files contain information as to when the picture was taken.

4. Movie files (.mpeg, .wmv)

a. Same as #3

[REDACTED] Of particular note, [REDACTED]

5. Sound files (.wav)

a. May contain audible documentation of [REDACTED]

[REDACTED] Of particular note, [REDACTED]

6. Saved emails (.html)

a. Same as #1

7. Financial program files [Quicken, Microsoft Money] (.qdf, .qdb, .qdt)

a. Same as #1

i. These file types contain check register data, which oftentimes associates dates and locations with individuals, through purchase information.

Additionally, this type of file may contain information

The following is a list of Encase examination processes we would like performed on the Miller computer evidence files (in addition to extracting the above file types)

1. .html carver search
 - a. This may extract web page information including partial emails (see emails above)
2. graphic file search
 - a. This will search for deleted graphic files in the unallocated areas
3. file signature analysis
 - a. This will check to insure someone has not renamed the file extensions in order to hide the file.
 - i. Example taking a .jpg picture file and giving it a .exe executable file extension.
4. Key/ stringer word search of the unallocated areas. This will serve to narrow the information to be reviewed, thus minimizing the amount of information the Special Master will need to review. Stringer words we feel are pertinent to the investigation are as follows:

a. CPS

- i. Jackson
- j. Michael

y.

Bill

aa.

Larry

[REDACTED]

iii.

MJJ Productions

ggg.

Santa Barbara District Attorney

hhh.

Sneddon

iii.

Santa Barbara Sheriff's Department

iii.

February

mmmm.

March

rrr.

"Living with Michael Jackson"

ttt. cancer
uuu. contract(s)

cccc. interview

gggg. money
hhhh. cash
jjjj. Notebook

kkkk. Phonebook
llll. Photos
mmmm. Pictures

oooo. Ranch logs
pppp. rebuttal
qqqq. receipts
rrrr. secret
ssss. Security
tttt. tapes
uuuu. recordings

zzzz. videos

bbbb. Neverland

hhhh. Federal Building in L.A.

[REDACTED]

Types of files (allocated, or erased and recoverable to be extracted from [REDACTED] computer hard drive evidence and provided to the Special Master for review. ** For reference, example file extensions are included with each file type. The listed file extensions are not meant to be an exhaustive list of the extensions to be searched for. We would like the examiner to include all file extensions recognized by Encase, which relate to the given type of file.

1. Text files (.txt, .rtf)
[REDACTED]
2. Document files (.doc, .wpd, .ppt, pdf, .xls)
 - a. Same as #1
3. Picture files (.jpg, .bmp, .tiff, .psd)
 - a. Picture files may be used to identify individuals with places and time
 - i. Some picture files contain information as to when the picture was taken.
4. Movie files (.mpeg, .wmv)
 - a. Same as #3
5. Sound files (.wav)
[REDACTED]
 - i. Digital recording of voice messages
 - ii. Dictations
6. Saved emails (.html)
 - a. Same as #1
7. Financial program files [Quicken, Microsoft Money] (.qdf, .qdb, .qdt)
 - a. Same as #1
 - i. These file types contain check register data, which oftentimes associates dates and locations with individuals, through purchase information.

The following is a list of Encase examination processes we would like performed on the [REDACTED] computer evidence files (in addition to extracting the above file types)

8. .html carver search
 - a. This may extract web page information including partial emails (see emails above)
9. Key/ stringer word search of the unallocated areas. The key word search of the unallocated areas can retrieve deleted and partially overwritten data from the file types documented above. This key word search will serve to narrow the information to be reviewed, thus minimizing the amount of information the Special Master will need to review. Absent the use of key words, a search of the

[REDACTED]

Types of files (allocated, or erased and recoverable to be extracted from [REDACTED] computer hard drive evidence and provided to the Special Master for review. ** For reference, example file extensions are included with each file type. The listed file extensions are not meant to be an exhaustive list of the extensions to be searched for. We would like the examiner to include all file extensions recognized by Encase, which relate to the given type of file.

1. Text files (.txt, .rtf)
[REDACTED]
2. Document files (.doc, .wpd, .ppt, pdf, .xls)
 - a. Same as #1
3. Picture files (.jpg, .bmp, .tiff, .psd)
 - a. Picture files may be used to identify individuals with places and time
 - i. Some picture files contain information as to when the picture was taken.
4. Movie files (.mpeg, .wmv)
 - a. Same as #3
5. Sound files (.wav)
[REDACTED]
 - i. Digital recording of voice messages
 - ii. Dictations
6. Saved emails (.html)
 - a. Same as #1
7. Financial program files [Quicken, Microsoft Money] (.qdf, .qdb, .qdl)
 - a. Same as #1
 - i. These file types contain check register data, which oftentimes associates dates and locations with individuals, through purchase information.

The following is a list of Encase examination processes we would like performed on the [REDACTED] computer evidence files (in addition to extracting the above file types)

8. .html crawler search
 - a. This may extract web page information including partial emails (see emails above)
9. Key/ stringer word search of the unallocated areas. The key word search of the unallocated areas can retrieve deleted and partially overwritten data from the file types documented above. This key word search will serve to narrow the information to be reviewed, thus minimizing the amount of information the Special Master will need to review. Absent the use of key words, a search of the

unallocated space would not be realistically feasible (akin to reading every book in a large library to find pertinent information) Stringer words we feel are pertinent to the investigation are as follows:

u. CPS

[REDACTED]

- i. Jackson
- ii. Michael

[REDACTED]

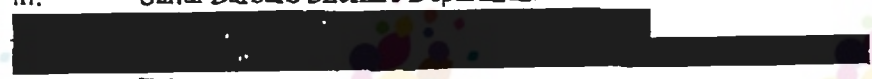
y. Bill

aa. Larry

[REDACTED]



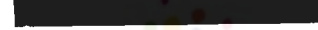
III. MJJ Productions
 ggg. Santa Barbara District Attorney
 hhh. Sneddon
 iii. Santa Barbara Sheriff's Department



III. February
 mmm. March



rrr. "Living with Michael Jackson"



tit. cancer
 uuu. contract(s)



cccc. interview



gggg. money
 hhhh. cash
 iiiii. Notebook
 kkkk. Phonebook



llll. Photos
mmmm. Pictures

[REDACTED]

tttt. tapes
uuuu. recordings

[REDACTED]

zzzz. videos

[REDACTED]

bbbb. Neverland

[REDACTED]

ssss. State Department
hhhhh. Federal Building in L.A.

[REDACTED]

[REDACTED]

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 DECEMBER 3, 20 04, I served a copy of the attached PLAINTIFF'S PROPOSED PROTOCOL FOR EXPERTS' EXAMINATION OF ENCASE COMPUTER HARD DRIVES (FURTHER REDACTED BY THE COURT) addressed as follows:

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

THOMAS W. SNEDDON, JR.
DISTRICT ATTORNEY'S OFFICE
1112 SANTA BARBARA STREET
SANTA BARBARA, CA 93101

FAX

By faxing true copies thereof to the receiving fax numbers of: (310) 861-1007 (Thomas Mesereau, Jr.); (805) 568-2398 (Thomas Sneddon). 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 3RD day of DECEMBER, 20 04, at Santa Maria, California.

Carrie L. Wagner
CARRIE L. WAGNER