

1 THOMAS W. SNEDDON, JR., DISTRICT ATTORNEY
County of Santa Barbara
2 By: GERALD McC. FRANKLIN (State Bar No. 40171)
Senior Deputy District Attorney
3 1105 Santa Barbara Street
Santa Barbara, CA 93101
4 Telephone: (805)568-2300

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA BARBARA

DEC 05 2003

GARY M. DAVIS, EXEC. OFFICER
By: M. Hanson
M. HANSON

5 Attorneys for The People, and Petitioner
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8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 COUNTY OF SANTA BARBARA

10
11 In the Matter of the Search Warrant for the } No. 884686
12 Office located at 211 S. Beverly Drive, } REQUEST FOR ORDER
13 Suite 211, Beverly Hills, California } RELEASING CERTAIN
14 _____ } PROPERTY TO OWNER AND/
OR HIS DESIGNATED AGENT;
ORDER THEREON

15
16 Your petitioner is a deputy of the District Attorney of Santa Barbara
17 County.

18 In obedience to a search warrant executed on November 18, 2003 at the
19 office premises of Bradley G. Miller, located at 211 S. Beverly Drive, Suite 108, Beverly
20 Hills, California, certain computer hard drives, among other items of property, were
21 seized to facilitate their copying for further examination as appropriate. The hard
22 drives are retained in the Sheriff's custody pursuant to Penal Code section 1536.

23 The hard drives have been copied and the copies will remain in the
24 custody of the Sheriff of Santa Barbara County, pending further order of the court
25 regarding their examination.

26 By agreement between the District Attorney of Santa Barbara County the
27 Sheriff of Santa Barbara County, Bradley G. Miller and Daniel V. Nixon, his attorney,
28 hard drive 674118925717 from that certain Maxtor D540X computer (listed as Item No.

1 824 on the Sheriff's Property Form), and hard drive D402NL5EFD24A from that certain
2 Maxtor 4D080H4 computer (listed as Item No. 825 on the Sheriff's Property Form), are
3 to be returned by the Sheriff of Santa Barbara County to Mr. Miller, care of his
4 attorney. In a telephone conversation your petitioner had with Attorney Nixon
5 yesterday, Attorney Nixon agreed that the return may be effected by overnight courier
6 shipment addressed to

7 DANIEL V. NIXON, ESQ.
8 Byrne & Nixon, LLP
350 S. Grand Ave., 39th Floor
Los Angeles, CA 90071
9

10 if and when such return is authorized by this Court.

11 WHEREFORE, the People, in whose name the warrant was executed,
12 respectfully pray for an order authorizing the return of the above-described property to
13 its owner and his designated representative.

14 I declare under penalty of perjury that the foregoing is true and correct to
15 the best of my information and belief. I execute this declaration at Santa Barbara on
16 December 5, 2003.

17 
18 GERALD McC. FRANKLIN

19 ORDER FOR RELEASE OF PROPERTY

20 TO THE SHERIFF OF SANTA BARBARA COUNTY:

21 Good cause having been shown, it is ordered that the items described
22 above be released from your custody into the custody of Attorney Daniel V. Nixon, the
23 lawyer for Bradley G. Miller, the owner of said property. The transfer of custody may
24 be effected by shipment via overnight courier.

25 DATED: December 5, 2003

26 
27 JUDGE OF THE SUPERIOR COURT
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