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6 MARK J. GERAGOS SBN 108325  
Attorney for Defendant, MICHAEL JACKSON

FILED

SUPERIOR COURT of CALIFORNIA  
COUNTY OF SANTA BARBARA

DEC 26 2003

GARY M. BLAIR, EXEC. OFFICER

By *E. Jahadmy*  
E. JAHADMY Deputy Clerk

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10 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
11 FOR THE COUNTY OF SANTA BARBARA  
12 (COOK DIVISION)

13  
14 THE PEOPLE OF THE STATE OF CALIFORNIA,

15 Plaintiff,

16 vs.

17  
18 MICHAEL JACKSON, et al.,

19 Defendant.

Case No.: 1133603

AGREEMENT OF PARTIES AND  
ORDER SEALING SEARCH  
WARRANTS, AFFIDAVITS IN  
SUPPORT THEREOF, AND  
RETURNS

[Cal. Rules of Court rule 243.1]

Continued Date: January 16, 2004  
[Previously set for January 9, 2004]  
Time: 8:30 a.m.  
Dept: TBA

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22 IT IS HEREBY AGREED by and between the undersigned, that all Search  
23 Warrants; Arrest Warrants; Affidavits in Support Thereof; Returns; and any other  
24 addenda thereto (collectively "the Materials") should remain sealed until, at a minimum,  
25 until the arraignment in this matter. The undersigned further agree that California Rule of  
26 Court 243.1 authorizes such sealing for the following reasons:


27 1. Prior to November 2003 an investigation into the allegations underlying the  
28 criminal complaint in this matter was commenced by the District Attorney;

- 1        2. The District Attorney's investigation is ongoing;
- 2        3. Counsel for defendant Michael Jackson is also conducting an investigation into
- 3 the alleged activities upon which the complaint is predicated;
- 4        4. The materials contain confidential and other information that, if made public,
- 5 would irreparably harm both the prosecution's and defense's respective investigations;
- 6        5. The prosecution's and defense's right to conduct their investigations and to a
- 7 fair trial are overriding interests that overcome the right public access to the Materials;
- 8        6. The overriding interest set forth in paragraph 5 supports sealing the Materials;
- 9        7. A substantial probability exists that the overriding interest set forth in
- 10 paragraph 5 will be prejudiced if the Materials are not sealed;
- 11        8. The proposed sealing is narrowly tailored; and
- 12        9. No less restrictive means exist to achieve the overriding interest.

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14            IT IS SO AGREED.


15  
16 Dated: 12/24, 2003

THOMAS W. SNEDDON  
District Attorney

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20 THOMAS W. SNEDDON  
District Attorney for the  
COUNTY OF SANTA BARBARA

21  
22 Dated: 12/24, 2003

MARK J. GERAGOS  
GERAGOS & GERAGOS

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25 MARK J. GERAGOS  
Attorney for Defendant  
26 Michael Jackson  
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ORDER

Having read and considered the agreement of the parties, the Court makes the following factual findings:

1. Prior to November 2003 an investigation into the allegations underlying the criminal complaint in this matter was commenced by the District Attorney;
2. The District Attorney's investigation is ongoing;
3. Counsel for defendant Michael Jackson is also conducting an investigation into the alleged activities upon which the complaint is predicated;
4. The Materials contain confidential and other information that, if made public, would irreparably harm both the prosecution's and defense's respective investigations;
5. The prosecution's and defense's right to conduct their investigations and to a fair trial are overriding interests that overcome the right public access to the Materials;
6. The overriding interest set forth in paragraph 5 supports sealing the Materials;
7. A substantial probability exists that the overriding interest set forth in paragraph 5 will be prejudiced if the Materials are not sealed;
8. The proposed sealing is narrowly tailored; and
9. No less restrictive means exist to achieve the overriding interest.

The Court, having made such findings hereby orders that pursuant to California Rule of Court 243.1 all Search Warrants; Arrest Warrants; Affidavits in Support Thereof; Returns; and any other addenda thereto (collectively "the Materials") shall remain sealed until, at a minimum, the arraignment in this matter.

IT IS HEREBY ORDERED.

Dated: 12/26/03

  
JUDGE OF THE SUPERIOR COURT

Clifford Anderson