

JAN 26 2005

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

DENIED

THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

v.

MICHAEL JOE JACKSON,

Defendant.

No. 1133603

~~PROPOSED~~
ORDER DIRECTING THAT
PLAINTIFF'S RESPONSE TO
MOTION IN LIMINE TO LIMIT
UNCHARGED CONSPIRATOR
HEARSAY REMAIN UNDER
CONDITIONAL SEAL
PENDING FURTHER ORDER
OF COURT

It appearing from the Declaration of Gerald McC. Franklin and from the Plaintiff's Response to Motion in Limine to Limit Uncharged Conspirator Hearsay that information contained in that document may not require its sealing, the Court orders as follows:

1. Plaintiff's Response to Motion in Limine to Limit Uncharged Conspirator Hearsay is conditionally sealed;
2. The motion to maintain that Response under conditional seal until further order of court shall be heard on January 28, 2005, at 9:30 a.m.;
3. The Court will consider the moving party's request that the Court review the appropriateness of maintaining the document under seal and, if so, directing that a redacted version of Plaintiff's Response be prepared.

DENIED

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DATED: January 26, 2005

RODNEY S. MELVILLE
Judge of the Superior Court

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 JANUARY 26, 2005, I served a copy of the attached ORDER DIRECTING THAT PLAINTIFF'S RESPONSE TO MOTION IN LIMINE TO LIMIT UNCHARGED CONSPIRATOR HEARSAY REMAIN UNDER CONDITIONAL SEAL PENDING FURTHER ORDER OF 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

X FAX

By faxing true copies thereof to the receiving fax numbers of: (805) 456-0699 (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 26TH day of JANUARY, 2005, at Santa Maria, California.

Carrie L. Wagner
CARRIE L. WAGNER