

FILED
SANTA BARBARA
SUPERIOR COURT

APR 21 2004

GARY M. BLAIR, EXEC. OFFICER

By Kristi L. Russell
KRISTI L. RUSSELL, 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,

v.

MICHAEL JOE JACKSON,
Defendant.

No. 1133603

INDICTMENT

Count 1 Violation of Penal Code
§ 182

Counts 2-5 Violation of Penal Code
§ 288(a)

Count 6 Violation of Penal Code
§§ 664/288(a)

Counts 7-10 Violation of Penal Code
§ 222

COUNT ONE

The Grand Jury of the County of Santa Barbara, State of California, by this
Indictment, hereby accuses MICHAEL JOE JACKSON of a felony, to wit: a violation of Penal
Code section 182, subdivision (a)(1) (CONSPIRACY), in that on or about and between
February 1, 2003 and March 31, 2003, in the County of Santa Barbara, State of California, he
did conspire with
and other uncharged co-
conspirators and co-conspirators whose identities are unknown, to commit the crimes of:

1 Found Not Found

2

3 a violation of Penal Code Section 278 (CHILD ABDUCTION), a
4 felony;

4 Found Not Found

5

6 a violation of Penal Code Section 236 (FALSE IMPRISONMENT), a
7 felony;

7 Found Not Found

8

9 a violation of Penal Code section 518 (EXTORTION), a felony

10 and that pursuant to and for the purpose of carrying out the objectives and purposes of the
11 aforesaid conspiracy, to wit:

12
13 did commit one or more of the following overt acts in the State of California, at least one
14 of them in the County of Santa Barbara:

15
16 OVERT ACT NUMBER 1 [THROUGH OVERT ACT NUMBER 28]

1 COUNT TWO

2 The Grand Jury of the County of Santa Barbara, State of California, by this
3 Indictment, hereby accuses MICHAEL JOE JACKSON of a felony, to wit: a violation of Penal
4 Code section 288, subdivision (a) (LEWD ACT UPON A CHILD), in that on or about and
5 between February 20, 2003 and March 12, 2003, in the County of Santa Barbara, State of
6 California, he did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and
7 with the body and certain parts and members thereof of John Doe, a child under the age of
8 fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and
9 sexual desires of the said defendant and the said child.

10 The further allegation that in the circumstances of the crime alleged in this count the
11 crime constituted substantial sexual conduct with a child under the age of fourteen years,
12 within the meaning of Penal Code section 1203.066, subdivision (a)(8) is

13 Found Not Found

14

15
16 COUNT THREE

17 The Grand Jury of the County of Santa Barbara, State of California, by this
18 Indictment, hereby accuses MICHAEL JOE JACKSON of a felony, to wit: a violation of Penal
19 Code section 288, subdivision (a) (LEWD ACT UPON A CHILD), in that on or about and
20 between February 20, 2003 and March 12, 2003, in the County of Santa Barbara, State of
21 California, he did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and
22 with the body and certain parts and members thereof of John Doe, a child under the age of
23 fourteen years (the second molestation concerning which John Doe testified), with the intent of
24 arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said
25 defendant and the said child.

26 The further allegation that in the circumstances of the crime alleged in this count the
27 crime constituted substantial sexual conduct with a child under the age of fourteen years,
28 within the meaning of Penal Code section 1203.066, subdivision (a)(8) is

Found Not Found

COUNT FOUR

The Grand Jury of the County of Santa Barbara, State of California, by this Indictment, hereby accuses MICHAEL JOE JACKSON of a felony, to wit: a violation of Penal Code section 288, subdivision (a) (LEWD ACT UPON A CHILD), in that on or about and between February 20, 2003 and March 12, 2003 in the County of Santa Barbara, State of California (in the first molestation witnessed by James Doe), he did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of John Doe, a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

The further allegation that in the circumstances of the crime alleged in this count the crime constituted substantial sexual conduct with a child under the age of fourteen years, within the meaning of Penal Code section 1203.066, subdivision (a)(8) is

Found Not Found

COUNT FIVE

The Grand Jury of the County of Santa Barbara, State of California, by this Indictment, hereby accuses MICHAEL JOE JACKSON of a felony, to wit: a violation of Penal Code section 288, subdivision (a) (LEWD ACT UPON A CHILD), in that on or about and between February 20, 2003 and March 12, 2003, in the County of Santa Barbara, State of California (in the second molestation witnessed by James Doe), he did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of John Doe, a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said

1 defendant and the said child.

2 The further allegation that in the circumstances of the crime alleged in this count the
3 crime constituted substantial sexual conduct with a child under the age of fourteen years,
4 within the meaning of Penal Code section 1203.066, subdivision (a)(8) is

5 Found Not Found

6 /

7
8 COUNT SIX

9 The Grand Jury of the County of Santa Barbara, State of California, by this
10 Indictment, hereby accuses MICHAEL JOE JACKSON of a felony, to wit: a violation of
11 California Penal Code sections 664 and 288, subdivision (a) (ATTEMPT TO COMMIT A
12 LEWD ACT UPON A CHILD), in that on or about and between February 20, 2003 and March
13 12, 2003, in the County of Santa Barbara, State of California, he did willfully, unlawfully, and
14 lewdly attempt to have John Doe, a child under fourteen years, commit a lewd and lascivious
15 act upon and with Defendant MICHAEL JOE JACKSON'S body and certain parts and
16 members thereof, with the intent of arousing, appealing to, and gratifying the lust, passions,
17 and sexual desires of the said defendant and the said child.

18
19 COUNT SEVEN

20 The Grand Jury of the County of Santa Barbara County, State of California, by this
21 Indictment, hereby accuses MICHAEL JOE JACKSON of a felony, to wit: a violation of Penal
22 Code section 222 (ADMINISTERING AN INTOXICATING AGENT TO ASSIST IN
23 COMMISSION OF A FELONY), in that on or about and between February 20, 2003 and
24 March 12, 2003, in the County of Santa Barbara, State of California, he did unlawfully
25 administer to John Doe an intoxicating agent, to wit: alcohol, with the intent thereby to enable
26 and assist himself to commit a felony, to wit: CHILD MOLESTATION, in violation of Penal
27 Code section 288, subdivision (a).

28 ////

1
2
3
4
5
6
7
8
9
10
11

COUNT EIGHT

The Grand Jury of the County of Santa Barbara, State of California, by this Indictment, hereby accuses MICHAEL JOE JACKSON of a felony, to wit: a violation of Penal Code section 222 (ADMINISTERING AN INTOXICATING AGENT TO ASSIST IN COMMISSION OF A FELONY), in that on or about and between February 20, 2003 and March 12, 2003, in the County of Santa Barbara, State of California, he did unlawfully administer to John Doe an intoxicating agent, to wit: alcohol, with the intent thereby to enable and assist himself to commit a felony, to wit: CHILD MOLESTATION, in violation of Penal Code section 288, subdivision (a).

12
13
14
15
16
17
18
19
20
21

COUNT NINE

The Grand Jury of the County of Santa Barbara, State of California, by this Indictment, hereby accuses MICHAEL JOE JACKSON of a felony, to wit: a violation of Penal Code section 222 (ADMINISTERING AN INTOXICATING AGENT TO ASSIST IN COMMISSION OF A FELONY), in that on or about and between February 20, 2003 and March 12, 2003, in the County of Santa Barbara, State of California, he did unlawfully administer to John Doe an intoxicating agent, to wit: alcohol, with the intent thereby to enable and assist himself to commit a felony, to wit: CHILD MOLESTATION, in violation of Penal Code section 288, subdivision (a).

22
23
24
25
26
27
28

COUNT TEN

The Grand Jury of the County of Santa Barbara, State of California, by this Indictment, hereby accuses MICHAEL JOE JACKSON of a felony, to wit: a violation of Penal Code section 222 (ADMINISTERING AN INTOXICATING AGENT TO ASSIST IN COMMISSION OF A FELONY), in that on or about and between February 20, 2003 and March 12, 2003, in the County of Santa Barbara, State of California, he did unlawfully administer to John Doe an intoxicating agent, to wit: alcohol, with the intent thereby to enable and assist himself to commit a felony, to wit: CHILD MOLESTATION, in violation of Penal

1 Code section 288, subdivision (a).

2
3 SENTENCING ALLEGATIONS

4 It is further alleged that Counts Two through Five are serious felonies within the
5 meaning of Penal Code section 1197.7, subdivision (c)(6).

6 As to Counts Two through Five, it is further alleged pursuant to Penal Code section
7 1203.066, subdivision (a)(8) that the victim in the above offense, John Doe, was under the age
8 of 14 years and MICHAEL JOE JACKSON had substantial sexual conduct with John Doe.

9
10 NOTICE TO DEFENDANT: Conviction of the offenses alleged in Counts Two
11 through Five will require you to register pursuant to Penal Code section 290. Willful failure to
12 register is a crime.

13
14 NOTICE: Pursuant to the provisions of Penal Code section 293.5 the use of the
15 pseudonym "John Doe," as it appears in the Indictment, is for the purposes of protecting the
16 privacy of the alleged victim.

17
18 THOMAS W. SNEDDON, JR., District Attorney
Santa Barbara County

19
20 By: 

21 RONALD J. ZONEN (State Bar No. 85094)
Senior Deputy District Attorney

22
23 By: 

24 GORDON AUCHINCLOSS (State Bar No. 150251)
Senior Deputy District Attorney