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13
14 SUPERIOR COURT OF THE STATE OF CALIFORNIA
15 FOR THE COUNTY OF SANTA BARBARA
16 SANTA MARIA DIVISION

17 THE PEOPLE OF THE STATE OF
18 CALIFORNIA,

19 Plaintiff,

20 vs.

21 MICHAEL J. JACKSON

22 Defendant.

CASE NO. 1133603

23 } **(PROPOSED) ORDER RE LEAVE
TO FILE UNDER SEAL MR.
JACKSON'S MOTION FOR
RECUSAL OF SANTA BARBARA
COUNTY DISTRICT
ATTORNEY'S OFFICE**

~~FILED UNDER SEAL~~

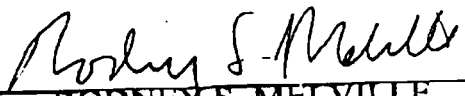
FILED
SUPERIOR COURT of CALIFORNIA
COUNTY of SANTA BARBARA

OCT 06 2004

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

1 GOOD CAUSE HAVING BEEN SHOWN, Mr. Jackson's application to file
2 under seal his motion for recusal of Santa Barbara County District Attorney's Office
3 is GRANTED.

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5 Dated: _____
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7 _____
8 RODNEY S. MELVILLE
9 Judge of the Superior Court
10 for the County of Santa Barbara
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PROOF OF SERVICE

I, the undersigned declare:

I am over the age of 18 years and not a party to the within action. I am employed in the County of Santa Barbara. My business address is 233 East Carrillo Street, Suite C, Santa Barbara, California, 93101.

On October 4, 2004, I served the foregoing document **EX PARTE APPLICATION FOR LEAVE TO FILE UNDER SEAL MR. JACKSONS MOTION FOR RECUSAL OF SANTA BARBARA DISTRICT ATTORNEY** on the interested parties in this action by depositing a true copy thereof as follows:

SEE ATTACHED SERVICE LIST

- BY U.S. MAIL** - I am readily familiar with the firm's practice for collection of mail and processing of correspondence for mailing with the United States Postal Service. Such correspondence is deposited daily with the United States Postal Service in a sealed envelope with postage thereon fully prepaid and deposited during the ordinary course of business. Service made pursuant to this paragraph, upon motion of a party, shall be presumed invalid if the postal cancellation date or postage meter date on the envelope is more than one day after the date of deposit.
- BY FACSIMILE** - I caused the above-referenced document(s) to be transmitted via facsimile to the interested parties at SEE ATTACHED
- BY HAND** - I caused the document to be hand delivered to the interested parties at the address above.
- STATE** - I declare under penalty of perjury under the laws of the State of California that the above is true and correct.
- FEDERAL** - I declare that I am employed in the office of a member of the Bar of this Court at whose direction the service was made.

Executed October 4, 2004, at Santa Barbara, California.


Bobette J. Tryon

SERVICE LIST

District Attorney of the County of Santa Barbara

Tom Sneddon

Gerald Franklin

Ron Zonen

Gordon Auchincloss

1105 Santa Barbara Street

Santa Barbara, CA 93101

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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 OCTOBER 6, 20 04, I served a copy of the attached ORDER RE LEAVE TO FILE UNDER SEAL MR. JACKSON'S MOTION FOR RECUSAL OF SANTA BARBARA COUNTY DISTRICT ATTORNEY'S OFFICE addressed as follows:

THOMAS W. SNEDDON, DISTRICT ATTORNEY
DISTRICT ATTORNEY'S OFFICE
1105 SANTA BARBARA STREET
SANTA BARBARA, CA 93101

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

X FAX

By faxing true copies thereof to the receiving fax numbers of: 805-568-2398 (DISTRICT ATTORNEY); 310-861-1007 (THOMAS A. MESEREAU, JR). 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 their clerk therein or the person having charge thereof.

___ 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 6TH day of OCTOBER, 20 04, at Santa Maria, California.


CARRIE L. WAGNER