

**FILED**  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SANTA BARBARA

JAN 11 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

THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

v.

MICHAEL JOE JACKSON,

Defendant.

No. 1133603

~~PROPOSED~~  
ORDER DIRECTING THAT  
PLAINTIFF'S REPLY TO  
OPPOSITION TO PROPOSED  
§ 1108 EVIDENCE BE  
MAINTAINED UNDER  
CONDITIONAL SEAL  
PENDING FURTHER ORDER  
OF COURT

It appearing from the Declaration of Gerald McC. Franklin and from the Plaintiff's Reply to Defendant's Opposition to Plaintiff's "Evidence Code § 1108" Motion, Etc. that information that hitherto has been sealed is set forth in the Reply, together with the names of potential witnesses, disclosure of which may prejudice the right of the parties to a fair trial, the Court orders as follows:

1. Plaintiff's Reply to Defendant's Opposition to Plaintiff's "Evidence Code § 1108" Motion, Etc. is conditionally sealed;
2. The motion to maintain that Reply under conditional seal until further order of court shall be heard on January 12, 2005, at 8:30 a.m.;
3. The Court will consider the moving party's suggested redacted version of Plaintiff's Reply to Defendant's Opposition to Plaintiff's "Evidence Code § 1108" Motion, Etc.

ORDER CONDITIONALLY SEALING REPLY TO OPPOSITION TO § 1108 MOTION

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and may, between the date of this Order and January 12, 2005, release a redacted version of the Motion.

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DATED: January 10, 2005

  
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RODNEY S. MELVILLE  
Judge of the Superior Court

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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 JANUARY 11, 2005, I served a copy of the attached ORDER DIRECTING THAT PLAINTIFF'S REPLY TO OPPOSITION TO PROPOSED § 1108 EVIDENCE BE MAINTAINED UNDER CONDITIONAL SEAL PENDING FURTHER ORDER OF COURT addressed as follows:

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

THOMAS W. SNEDDON, JR.  
DISTRICT ATTORNEY'S OFFICE  
1112 SANTA BARBARA STREET  
SANTA BARBARA, CA 93101

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 11<sup>TH</sup> day of JANUARY, 2005, at Santa Maria, California.

  
CARRIE L. WAGNER