

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF SANTA BARBARA**

Dated & Entered: JANUARY 31, 2005	Time: 10:45 A.M.	F	
Honorable RODNEY S. MELVILLE		CC	
Deputy Clerk: L. FREY	Dept. SM TWO	CA	
Deputy Sheriff: L. AVILA		AC	
Court Reporter: M. MC NEIL	Case No. 1133603	SR	
Plaintiff: THE PEOPLE OF THE STATE OF CALIFORNIA		ST	
Vs.		DOC	X
Defendant(s): MICHAEL JOE JACKSON			
District Attorney: THOMAS W. SNEDDON, JR.			
Defense Counsel: THOMAS A. MESEREAU, JR.			
Probation Officer:	Interpreter:		

**NATURE OF PROCEEDINGS: JURY TRIAL – FIRST DAY**

Felony Complaint Filed December 18, 2003 charging the Defendant with Counts 1 thru 7: 288(a) P.C., Felonies, Counts 8 and 9: 222 P.C., Felonies, Enhancements on Counts 1 through 7: 1192.7(c)(6) P.C. and 1203.066(a)(8) P.C.

Indictment filed April 21, 2004 charging the Defendant with Count 1: 182 P.C., a Felony, Counts 2 through 5: 288(a) P.C., Felonies, Count 6: 664/288(a) P.C., a Felony, Counts 7 through 10: 222 P.C., Felonies, Special Allegations on Counts 2 through 5: 1192.7(c)(6) P.C. and 1203.066(a)(8) P.C.

**The Court made orders re: Continuance**

At 10:45 A.M. in the presence of the January 31, 2005 morning Prospective Jurors with Court, Counsel and Defendant present, trial proceeded.

Counsel present for the People is Ronald Zonen.

Counsel present for the Defendant are Thomas A. Mesereau, Jr., Robert M. Sanger, Susan Yu and Brian Oxman.

Defendant's trial consultant J. Lee McNeil present.

The Court made opening statements to the Prospective Jurors.

The Prospective Jurors were sworn upon their voir dire.

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The Prospective Jurors not offering a hardship excuse were returned to the Jury Assembly Room to complete their questionnaires.

The Court heard excuses from those Prospective Jurors offering a hardship excuse.

At 12:10 P.M. the Prospective Jurors were returned to the Jury Assembly Room. The Jury Commissioner shall advise the Prospective Jurors as to whether they are deferred, excused or if their request was denied by the Court. The Prospective Jurors not deferred or excused shall complete their questionnaire.

In the absence of the Prospective Jurors with Court, Counsel and Defendant present, trial continued.

Attorney Zonen asked permission of the Court for Deputy District Attorney Mag Nicola to appear as Counsel for a small portion of the trial. The Court granted the request.

Attorney Mescreau asked permission of the Court for a technician to be present during a portion of the trial. The Court granted the request.

At 12:15 P.M. Court in recess until 2:00 P.M.

Defendant released on bail previously posted.

At 2:40 P.M. in the presence of the January 31, 2005 afternoon Prospective Jurors with Court, Counsel and Defendant present, trial continued.

The Court made opening statements to the Prospective Jurors.

The Prospective Jurors were sworn upon their voir dire.

The Prospective Jurors not offering a hardship excuse were returned to the Jury Assembly Room to complete their questionnaires.

The Court heard excuses from those Prospective Jurors offering a hardship excuse.

The Prospective Jurors were returned to the Jury Assembly Room. The Jury Commissioner shall advise the Prospective Jurors as to whether they are deferred, excused or if their request was denied by the Court. The Prospective Jurors not deferred or excused shall complete their questionnaire.

In the absence of the other Prospective Jurors and the news media, Prospective Juror 100013012 talked with the Court and gave her reasons for asking for an excuse. Upon stipulation of Counsel for respective parties the Court orders that said Prospective Juror shall be excused.

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At 4:15 P.M. the Court ordered a recess until February 1, 2005 at 10:00 A.M.

Defendant released on bail previously posted.

CLERK OF THE SUPERIOR COURT

BY

  
LORNA FREY, DEPUTY CLERK

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 FEBRUARY 8, 2005, I served a copy of the attached MINUTE ORDER, DATED 1/31/05 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

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(1), 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 8<sup>TH</sup> day of FEBRUARY, 2005, at Santa Maria, California.

  
\_\_\_\_\_  
CARRIE L. WAGNER