

FEB 17 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  
DEFENDANT'S REPLY TO  
PLAINTIFF'S OPPOSITION TO  
DEFENDANT'S REQUEST  
PLAINTIFF INCLUDE THE  
"FOOTAGE" VIDEO AS PART  
OF IT'S CASE IN CHIEF REMAIN  
UNDER CONDITIONAL SEAL  
PENDING FURTHER ORDER  
OF COURT

It appearing from the Declaration of Gerald McC. Franklin and from Plaintiff's Response to Reply to Plaintiff's Opposition to Defendant's Request That Plaintiff Be Required To Present The Hearsay Evidence of Defendant's "Living With Michael Jackson" As Part of its Case in Chief that information contained in that Response may not require its sealing, the Court orders as follows:

1. Plaintiff's Opposition to Defendant's Request That Plaintiff Be Required To Present The Hearsay Evidence Of Defendant's Response To "Living With Michael Jackson" As Part Of Its Case In Chief is conditionally sealed;

1 2. The motion to maintain that Response under conditional seal until further order of  
2 court shall be heard on a date to be set later,

3 3. The Court will consider the moving party's request that the Court review the  
4 appropriateness of maintaining the document under seal and, if so, directing that a redacted  
5 version of Plaintiff's Response be prepared.

6 **DENIED**

7 DATED: February 17, 2005

8 RODNEY S. MELVILLE  
9 Judge of the Superior Court

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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 17, 2005, I served a copy of the attached ORDER DIRECTING THAT PLAINTIFF'S RESPONSE TO DEFENDANT'S REPLY TO PLAINTIFF'S OPPOSITION TO DEFENDANT'S REQUEST PLAINTIFF INCLUDE THE "FOOTAGE" VIDEO AS PART OF ITS CASE IN CHIEF REMAIN UNDER CONDITIONAL SEAL PENDING FURTHER ORDER OF COURT (SEALING DENIED) 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(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 17<sup>TH</sup> day of FEBRUARY, 2005, at Santa Maria, California.

  
CARRIE L. WAGNER