

FILED
SUPERIOR COURT OF CALIFORNIA,
COUNTY OF SANTA BARBARA

FEB 18 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
PLAINTIFFS OPPOSITION
TO MOTION TO RECUSE
BE MAINTAINED UNDER
CONDITIONAL SEAL
PENDING FURTHER ORDER
OF THE COURT

It appearing from the Declaration of Gerald Franklsin and from the Plaintiff's Opposition to Defendant's Motion to Recuse that information that hitherto has been sealed is set forth in the Opposition and 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 Opposition to Defendant's Motion to Recuse is conditionally sealed;
2. The motion to maintain that Opposition under conditional seal until further order of court shall be heard on ~~February 22, 2005 at 9:30 a.m.~~

ORDER CONDITIONALLY SEALING OPPOSITION TO RECUSAL
8055601077

SENT BY: SBCO DA;

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FEB-14-05 11:14AM;

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3. The Court will consider the moving party's suggested redacted version of Plaintiff's Opposition to Defendant's Motion to Recuse and may, between the date of this Order and ~~February 22, 2005~~, release a redacted version of the Opposition.

DATED: February 18, 2005

Rodney S. Melville

RODNEY S. MELVILLE
Judge of the Superior Court

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 FEBRUARY 18, 2005, I served a copy of the attached ORDER DIRECTING THAT PLAINTIFF'S OPPOSITION TO MOTION TO RECUSE BE MAINTAINED UNDER CONDITIONAL SEAL PENDING FURTHER ORDER OF THE COURT addressed as follows:

THOMAS A. MESEREAU, JR.
COLLINS, MESEREAU, REDDOCK & YU, LLP
1875 CENTURY PARK EAST, 7TH 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.

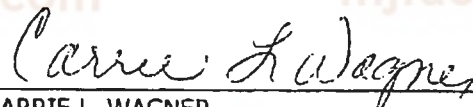
PERSONAL SERVICE

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 18TH day of FEBRUARY, 2005, at Santa Maria, California.


CARRIE L. WAGNER